

THE NATIONAL ARCHIVES  
LITTERA SCRIPTA MANET  
**FEDERAL REGISTER**  
OF THE UNITED STATES  
1934

VOLUME 10      NUMBER 90

*Washington, Saturday, May 5, 1945*

**The President**

**EXECUTIVE ORDER 9548**

**AUTHORIZING THE SECRETARY OF THE INTERIOR TO TAKE POSSESSION OF AND TO OPERATE CERTAIN COAL MINES**

WHEREAS after investigation I find and proclaim that there are interruptions or threatened interruptions in the operation of the mines producing anthracite as a result of existing or threatened strikes and other labor disturbances; that the coal produced by such mines is required for the war effort; that the war effort will be unduly impeded or delayed by such interruptions; and that the exercise, as hereinafter specified, of the powers vested in me is necessary to insure, in the interest of the war effort, the operation of such mines:

NOW, THEREFORE, by virtue of the power and authority vested in me by the Constitution and laws of the United States, including section 9 of the Selective Training and Service Act of 1940 (54 Stat. 892) as amended by the War Labor Disputes Act (57 Stat. 163), as President of the United States and Commander in Chief of the Army and Navy of the United States, it is hereby ordered as follows:

1. The Secretary of the Interior is authorized and directed to take possession of any and all such mines, and, to the extent that he may deem necessary, of any real or personal property, franchises, rights, facilities, funds, and other assets used in connection with the operation of such mines; to operate or to arrange for the operation of such mines in such manner as he may deem necessary for the successful prosecution of the war; and to do all things necessary for, or incidental to, the production, sale, and distribution of the coal produced, prepared, or handled by the said mines.

2. The Secretary of the Interior shall operate the said mines in accordance with the terms and conditions of employment which are in effect at the time possession thereof is taken, subject to the provisions of section 5 of the War Labor Disputes Act.

3. Subject to the national wage and price stabilization policies as determined

by the National War Labor Board and the Economic Stabilization Director, the Secretary of the Interior is authorized, pursuant to the provisions of section 5 of the War Labor Disputes Act, following such negotiations as he may deem necessary with the duly constituted representatives of the employees, to apply to the National War Labor Board for appropriate changes in the terms and conditions of employment for the period of the operation of the mines by the Government.

4. In carrying out this order, the Secretary of the Interior shall act through or with the aid of such public or private instrumentalities or persons as he may designate. All Federal agencies, including, but not limited to, the War Manpower Commission, the National Selective Service System, and the Department of Justice, are directed to cooperate with the Secretary of the Interior to the fullest extent possible in carrying out the purposes of this order.

5. The Secretary of the Interior shall make employment available and provide protection to all employees working at such mines and to all persons seeking employment so far as they may be needed; and upon the request of the Secretary of the Interior, the Secretary of War shall take such action, if any, as he may deem necessary or desirable to provide protection to all such persons and mines.

6. The Secretary of the Interior shall permit the managements of the mines taken under the provisions of this order to continue with their managerial functions to the maximum degree possible consistent with the aims of this order.

7. Possession of any mine or mines taken under this order shall be terminated by the Secretary of the Interior as soon as he determines that such possession is no longer required for the successful prosecution of the war, but in no event more than sixty days after the restoration of the productive efficiency of any such mine or mines prevailing prior to the taking of possession thereof.

HARRY S. TRUMAN

THE WHITE HOUSE,

May 3, 1945.

[F. R. Doc. 45-7361; Filed, May 4, 1945; 11:57 a. m.]

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Published daily, except Sundays, Mondays, and days following legal holidays, by the Division of the Federal Register, the National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

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Book 2: Titles 32-50, with 1943 General Index and 1944 Codification Guide.

The complete text of the Cumulative Supplement (June 1, 1938-June 1, 1943) is still available in ten units at \$3.00 each.

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#### Regulations

#### TITLE 10—ARMY: WAR DEPARTMENT

##### Chapter VII—Personnel

#### PART 709—PRESCRIBED SERVICE UNIFORM

##### WOMEN PERSONNEL OF THE ARMY

Sections 709.70 to 709.82 and §§ 709.90 to 709.95, pertaining to prescribed service uniform are rescinded and the following §§ 709.70 to 709.82 are substituted in lieu thereof. These regulations are also contained in AR 600-37, 16 April 1945, the particular paragraphs being shown in brackets at end of sections.

Sec.	
709.70	Service uniform; general.
709.71	Winter service uniform.
709.72	Summer service uniforms.
709.73	Optional service uniforms for nurses, physical therapists, and dietitians.
709.74	Headgear.
709.75	Jackets.
709.76	Skirt.
709.77	Overcoats.
709.78	Raincoat.
709.79	Adopted standards of cloth.
709.80	Insignia on headgear.
709.81	Flight nurse badge.
709.82	Service stripes.

AUTHORITY: §§ 709.70 to 709.82, inclusive, R.S. 1296; 10 U.S.C. 1391.

§ 709.70 *Service uniform; general—*  
(a) *Definition of term "women personnel of the Army."* "Women personnel of the Army" as used in §§ 709.70 to 709.82, inclusive, includes all officers of the Women's Army Corps, Army Nurse Corps, physical therapists, dietitians, women medical officers, and enlisted personnel of the Women's Army Corps.

(b) *Application of War Department directives.* The provisions of Army regulations, War Department circulars, and other instructions governing the uniform and the wearing thereof apply to all women personnel of the Army except where inappropriate and as modified in §§ 709.70 to 709.82, inclusive. Where appropriate, the terms "coat, service,"

"shirt," etc., will be construed to mean, respectively, "jacket, service," "waist," or other corresponding women's article of clothing.

(c) *Persons not in the Army.* The provisions of law (sec. 125, National Defense Act, as amended by act 4 June 1920 (41 Stat. 836) and act 30 June 1921 (10 U.S.C. 1393; M. L. 1939, secs. 2148-2151, 2153-2157)), and as provided in Public Law 350, 78th Congress, and Executive Order 9454, 22 June 1944, making it unlawful for any person not an officer or enlisted man of the United States Army to wear the duly prescribed uniform of the United States Army or any distinctive part of such uniform, or a uniform, any part of which is similar to a distinctive part of the duly prescribed uniform of the United States Army, apply equally to the uniforms and distinctive parts thereof of the Army Nurse Corps, physical therapists, dietitians, women medical officers, and Women's Army Corps.

(d) *Distinctive items of uniform.* The following articles of the uniform will be considered distinctive items of the uniform within the meaning of the act referred to in paragraph (c) when they are made in conformity with specifications and standards samples or sufficiently similar thereto so as to appear the same when worn:

- (1) Cap, service, wool, olive-drab, nurse's.
- (2) Cap, service, beige, nurse's.
- (3) Decorations, medals, and their appurtenances.
- (4) Jacket, service, all types.
- (5) Overcoat, wool, women's, officer's.
- (6) Cap, WAC.
- (7) Jacket, field, wool, olive-drab, women's.
- (8) Overcoat, WAC.
- (9) Cap, service, women medical officers', summer or winter.
- (10) All insignia of identification or grade or any ornamentation, adopted by the War Department, or any garment which is of the same design as a distinctive article of the uniform.

[Pars. 1, 2, 6, 7]

§ 709.71 *Winter service uniform—(a) Officers and warrant officers.*

- (1) (i) Cap, garrison, wool, olive-drab, women's, officer's, or
- (ii) Cap, service, wool, olive-drab, nurse's (nurses, physical therapists, and dietitians only), or
- (iii) Cap, garrison, wool, WAC (as issued enlisted women), with officer's cord-edge braid, for wear with jacket, field, wool, women's or
- (iv) Cap, service, women medical officer's, olive-drab (women medical officers only).
- (2) (i) Jacket, wool, olive-drab, women's, officer's, except when waist without coat is authorized under paragraph 16, or
- (ii) Jacket, field, wool, women's.
- (3) Necktie, women's.
- (4) (i) Waist, cotton, women's, or
- (ii) Waist, wool, women's.
- (5) (i) Skirt, wool, dark olive-drab, women's officer's, except when slacks are authorized or
- (ii) Skirt, wool, drab, women's officer's, except when slacks are authorized or
- (iii) Skirt, WAC, winter (as issued enlisted women), for wear with jacket, field, wool, women's only.
- (6) Slacks, women's, winter, dark olive-drab (except Women's Army Corps).
- (7) (i) Stockings, neutral shade.
- (ii) Stockings, wool, knee length, women's, when authorized.
- (iii) Anklelets, wool, women's when shoes, field, women's, are worn.

- (8) (i) Shoes, service, women's, low, or
- (ii) Shoes, field, women's.
- (9) Tags, identification.
- (10) Insignia.
- (11) Decorations, service medals (optional).
- (12) Ribbons, service (optional).
- (13) (i) Gloves, leather, dress, women's, or
- (ii) Gloves, wool, olive-drab, women's (optional), or
- (iii) Gloves, cotton, dress, WAC (Women's Army Corps only).
- (14) (i) Overcoat, field, women's, officer's, with or without liner, or
- (ii) Overcoat, wool, women's, officer's, or
- (iii) Raincoat, parka type, women's, officer's.
- (15) (i) Scarf, women's (optional).
- (ii) Scarf, WAC, dress (optional for Women's Army Corps only).
- (16) (i) Overshoes, low, women's or
- (ii) Overshoes, Arctic, women's 4 buckle (optional).
- (17) Bags, utility.
- (1) Nurses, physical therapists, and dietitians. Bag, utility, nurse's (optional).
- (ii) Women's Army Corps. Bag, WAC, utility (optional).

[Par. 8]

(b) *Enlisted women.* As issued.

§ 709.72 *Summer service uniforms—(a) Officers and warrant officers.*

- (1) (i) Nurses, physical therapists, and dietitians.
- (a) Cap, service, summer, nurse's dark olive-drab, or
- (b) Cap, garrison, summer, nurse's dark olive-drab.
- (ii) Women's Army Corps. Cap, garrison, tropical worsted, khaki, WAC, officer's.
- (iii) Women medical officers.
- (a) Cap, service, women medical officer's, khaki, or
- (b) Cap, garrison, tropical worsted, khaki, WAC, officers.
- (2) *Jackets, service.* (i) Nurses, physical therapists, and dietitians. Jacket, service, summer, nurse's, dark olive-drab, except when waist without jacket is authorized.
- (ii) Women's Army Corps and women medical officers. Jacket, WAC, summer, officer's, except when waist without jacket is authorized.
- (3) Necktie, women's (except when the waist is worn without jacket and open at the neck).
- (4) Waists.
- (i) Nurses, physical therapists, and dietitians.
- (a) Waist, cotton, women's.
- (b) Waist, tropical worsted, dark olive-drab, nurse's.
- (ii) Women's Army Corps and women medical officers.
- (a) Waist, cotton, women's.
- (b) Waist, tropical worsted, khaki, women's.
- (5) Skirts.
- (i) Nurses, physical therapists, and dietitians. Skirt, service, summer, nurse's, dark olive-drab, except when slacks are authorized.
- (ii) Women's Army Corps and women medical officers. Skirt, WAC, summer, officer's.
- (6) Slacks, women's, summer, dark olive-drab (except Women's Army Corps).
- (7) (i) Stockings, neutral shade.
- (ii) Anklelets, wool, women's, when shoes, field, women's are worn.
- (8) (i) Shoes, service, women's low, or
- (ii) Shoes, field, women's.
- (9) Tags, identification.
- (10) Insignia.
- (11) Decorations, service medals (optional).
- (12) Ribbons, service (optional).
- (13) (i) Gloves, leather, dress, women's, or
- (ii) Gloves, cotton, Army russet (nurses, physical therapists, and dietitians only), or

- (iii) Gloves, cotton, dress, WAC (Women's Army Corps only).
- (14) (i) Overcoat, field, women's, officer's, with or without liner, or
- (ii) Raincoat, parka type, women's officer's (optional).
- (15) Overshoes, low, women's (optional).
- (16) Bags, utility.
- (i) Nurses, physical therapists, and dietitians. Bags, utility, nurse's (optional).
- (ii) Women's Army Corps. Bag, WAC, utility (optional).

[Par. 9]

(b) *Enlisted women.* As issued.

§ 709.73 *Optional service uniforms for nurses, physical therapists, and dietitians—(a) Beige summer service uniform.* The beige summer service uniform for nurses, physical therapists, and dietitians consists of the following items:

- (1) (i) Cap, service, summer, nurse's, beige, or
- (ii) Cap, garrison, beige, women's, officer's.
- (2) Jacket, service, summer, nurse's, beige.
- (3) Necktie, maroon.
- (4) Waist, cotton, white.
- (5) Skirt, service, summer, nurse's, beige.
- (6) Stockings, neutral shade.
- (7) (i) Shoes, service, women's low, or
- (ii) Shoes, white, low.
- (8) Tags, identification.
- (9) Insignia.
- (10) Decorations, service medals (optional).
- (11) Ribbons, service (optional).
- (12) (i) Gloves, cotton, white, or
- (ii) Gloves, cotton, beige, or
- (iii) Gloves, cotton, Army russet.
- (13) (i) Overcoat, field, women's, officer's, with or without liner, or
- (ii) Raincoat, parka type, women's, officer's.
- (14) Overshoes, low, women's (optional).
- (15) Bag, utility, nurse's (optional).

(b) *Seersucker summer service uniform.* The summer seersucker service uniform may be worn in lieu of either the dark olive-drab or beige summer service uniform at the option of the individual except when appearing in official formations and will consist of the following items:

- (1) (i) Cap, service, summer, nurse's dark olive-drab, or
- (ii) Cap, service, summer, nurse's, beige, or
- (iii) Cap, garrison, summer, nurse's dark olive-drab, or
- (iv) Cap, garrison, summer, nurse's, beige.
- (2) Jacket, cotton, seersucker, nurse's.
- (3) Uniform, cotton, seersucker, nurse's.
- (4) Stockings, neutral shade.
- (5) (i) Shoes, service, women's, low, or
- (ii) Shoes, white, low.
- (6) Tags, identification.
- (7) Insignia.
- (8) Decorations, service medals (optional).
- (9) Ribbons, service (optional).
- (10) (i) Gloves, cotton, white, or
- (ii) Gloves, cotton, beige, or
- (iii) Gloves, cotton, Army russet.
- (11) (i) Overcoat, field, women's officer's, with or without liner, or
- (ii) Raincoat, parka type, women's, officer's.
- (12) Overshoes, low, women's (optional).
- (13) Bag, utility, nurse's (optional).

[Par. 10]

§ 709.74 *Headgear—(a) Cap, service, nurse's.* Of adopted design, made with a stitched semirigid visor covered with same material, 1 7/8 inches in width at the center, with a front strap 3/4 inch in width of same material and extending to back side seams. One center grommet 1 7/8 inches below the top of crown to accom-

moderate cap insignia. To be reinforced in the front with a haircloth material to support the weight of the insignia.

(b) *Cap, women, medical officer's.* Of adopted design about 10 1/4 inches from side to side based on size 23, with visor or Army russet leather (white on dress cap) 2 3/16 inches in width at the center, with slope from vertical about 55°; chin strap of Army russet leather (white on dress cap) 5/8 inch in width and 10 1/2 inches in length, fastened at each end of visor with small regulation cap button; one center eyelet 1 1/8 inches below the top of the crown to accommodate the cap insignia; inside of the top to have a waterproof material cut to the size of the crown. A band of olive-drab braid (white on dress cap) about 1 1/8 inches in width around entire cap.

(c) *Cap, garrison, women's—(1) Officers and warrant officers.* Of adopted design, a garrison cap following the contour of the head and shaped to fit snugly in the back, curtain finished with officer's cord-edge braid.

(2) *Enlisted women.* Of adopted design, a garrison cap following the contours of the head and shaped to fit snugly in the back; curtain finished with enlisted women's cord-edge braid as issued. [Par. 15]

§ 709.75 *Jackets—(a) General.* The wearing of the jacket, field, wool, women's, is authorized for optional wear by all women personnel of the Army in lieu of the jacket, wool, olive-drab, women's. Commanding officers in the United States will neither require the purchase nor the wearing of this jacket by personnel of their commands. [Par. 16]

(b) *Jacket, service—(1) Design.* Of adopted design, peaked lapel collar, single breasted; well fitted through the chest and shoulders and semifitted through the waistline to conform to the lines of the figure; shoulders well padded to give a square military line; if desired, to be in matching color; to be closed with four large regulation coat buttons equally spaced, the lower button on, or not lower than, 1 inch below the waistline; four-gore back with center seam.

(2) *Collar and lapel.* The collar to measure approximately 1 3/4 inches in width at the back, and opening between collar and lapel not to exceed 1/4 inch. Lapels not more than 1/2 inch wider than collar end.

(3) *Shoulder loops.* On each shoulder a loop of same material as the coat, let into the sleeve head seam, placed slightly toward the front, with pointed end of the loop covered by the lower edge of the collar, buttoning to the jacket with a small regulation coat button; loops to be 1 3/8 inches in width at lower end and tapering to 1 1/2 inches in width at point of buttonhole.

(4) *Pockets.* The pocket flaps simulating breast pockets placed so that they are horizontal. Center and both ends of pocket flap pointed and pocket flap buttoned in the center with a small regulation coat button. Two lower hanging welt pockets set in on the diagonal with a 1-inch welt of same material.

(5) *Ornamentation* (commissioned personnel only).

(i) *Sleeve.* Band of braid 1/2 inch in width, the lower edge 3 inches from end of sleeve.

(a) *Olive-drab uniform.* Olive drab shade No. 53.

(b) *Khaki uniform.* Khaki shade No. 5.

(c) *Nurse's beige uniform.* Maroon shade No. 57.

(i) *Shoulder loop.* Cord-edge braid.

(a) *Olive-drab uniform.* No piping.

(b) *Khaki uniform.* No piping.

(c) *Nurse's beige uniform.* Maroon shade No. 57.

(c) *Jacket, field, wool, women's—(1) General description.* A single-breasted, fly-front jacket, with lapel and convertible collar; lined with matching color. To fit easily over the bust and shoulders with sufficient fullness, and to be fitted at the waist by means of a waistband of matching material 2 inches in width extending all around the garment and closing at the left side seam with a button and buttonhole; closing down the front with three buttons and one snap placed approximately 1 inch above top of waistband. The crossing of the lapels will be approximately 1 3/4 inches above the top button, the right lapel to be equipped on underside with a tab having a button for closure with a button placed on left side of body of jacket under lapel. Jacket will blouse in front above waistband by means of two pleats on each side of front; will blouse in back above waistband by means of four pleats placed on each side of back.

(2) *Collar and lapel.* Collar to be approximately 17 inches for a size 14 from notch to notch and approximately 1 3/4 inches in width at the center back and approximately 2 1/2 inches in width at the notch.

(3) *Pockets.* One inside hanging pocket on the right side set into the lining.

(4) *Shoulder loops.* On each shoulder a loop of the same material as jacket, let in at the sleeve head, placed slightly toward the front, and extending to within approximately 1/4 inch from collar seam, buttoning at upper end beneath the collar. Loops to be about 2 1/4 inches in width at lower end and 1 inch in width at collar edge.

(5) *Sleeves.* Two-piece sleeves finished with a cuff approximately 2 inches in width with a pointed end and closing with button and buttonhole; two pleats placed at cuff band on outside of sleeve.

§ 709.76 *Skirt.* Of adopted design, six-gore skirt, with a 1 1/4 inch waistband and side opening with suitable closure. [Par. 17]

§ 709.77 *Overcoats—(a) General.* The field overcoat is for wear by women officers while on duty with troops. The wool overcoat is authorized for wear by commissioned personnel as an optional garment at any time when not on duty with troops. The wool overcoat of beaver, doeskin, kersey, melton, or whipcord in shade No. 52 is authorized for nurses, physical therapists, and dietitians only. The wool overcoat of elastique or barathea in shade No. 51 is authorized for all women officers. [Par. 20]

(b) *Overcoat, field women's officers.*  
(1) A utility coat, two ply throughout, with a buttoned-in removable wool lining and detachable hood; double-breasted

with convertible style roll collar and notch lapel, buttoned down the front with a double row of large regulation overcoat buttons, five on each side, with the top buttons approximately 6 3/4 inches apart, and lower buttons approximately 5 inches apart. A rectangular throat piece is provided with two buttonholes for 24-ligne overcoat buttons. A detachable belt of the same material as the coat with 2 1/4 inches tongueless bar buckle and belt keeper held in place by two side loops, and a strap keeper and belt strap. Adjustable tabs to button at cuff, with 30 ligne overcoat buttons.

(2) *Pockets.* Two diagonal hanging pockets cut hand opening in lining and finished with pointed flaps buttoning to the rear with a 30 ligne overcoat button.

(3) *Shoulder loops.* On each shoulder a loop about 6 inches in length, 2 1/8 inches in width at the lower end and 1 3/4 inches in width at the upper end, which is slightly pointed, same material as the coat, let in at the sleeve seam, buttoning at the upper end with a 30-ligne overcoat button.

(4) *Hood.* Detachable, two ply, of same material as overcoat, with five buttonholes for securing to five 30-ligne overcoat buttons under the collar of the overcoat. Closed at the face by a drawstring inserted in a tunnel.

(5) *Liner.* Made from an olive-drab wool fabric with inside yoke, extending down 3 1/4 inches below the armhole, faced with olive-drab rayon fabric, 12 buttonholes for buttoning into overcoat body on 12 corresponding 30-ligne overcoat buttons.

(c) *Overcoat, wool, women's officers—(1) Design.* A double-breasted ulster with convertible style roll collar and notched lapel, lining of same color as ulster; buttoned down the front with a double row of large regulation overcoat buttons, three on each side below the roll of the lapel with top buttons approximately 6 inches apart, bottom buttons 5 inches apart; a small regulation overcoat button placed under the left collar and a tab approximately 6 1/2 inches in length attached underneath the right collar by two small regulation overcoat buttons, for use when the collar is converted. Back to be pleated and to have back straps let into the side seams at the waistline fastened together with two large regulation overcoat buttons and button holes. Adjustable tabs to button at cuff, with small regulation overcoat buttons. A tab approximately 3 inches in length set into the lower part of the right front facing about 6 inches below the lower buttonhole to engage a small regulation overcoat button placed on the left front.

(2) *Pockets.* Two outside welted pockets, one on each side, with vertical openings; the top of the pockets, slightly below the middle buttons.

(3) *Shoulder loops.* On each shoulder a loop about 5 inches in length 2 1/4 inches in width at the lower end and 2 inches in width at the upper end, which is slightly pointed, same material as the coat, let in at the sleeve head seam, buttoning at the upper end with a small regulation overcoat button.

(4) *Liner* (optional for elastique or barathea coat, shade No. 51). Made

from a matching olive-drab woolen fabric with inside yoke, extending down 3¼ inches below the armhole, faced with olive-drab rayon fabric, 12 button holes for buttoning into overcoat body on 12 corresponding 30-ligne overcoat buttons.

§ 709.78 *Raincoat*—(a) *Officers and warrant officers.* The wearing of a water-repellant raincoat of commercial design (with shoulder loops), color olive-drab No. 7, in rainy or inclement weather in lieu of other prescribed coats is authorized for commissioned women personnel.

(b) *Enlisted personnel.* As issued. [Par. 22]

§ 709.79 *Adopted standards of cloth*—(a) *Officers and warrant officers*—(1) *For winter service uniform*—(i) *Jackets service; skirts, caps, service; caps, garrison; capes.*

(a) *Fabric.* Cloth, wool, barathea, or elastic, 14-18 ounce.

(b) *Color.* Dark, olive-drab, shade No. 51. Light, shade No. 54 (skirts only).

(ii) *Jacket, field, wool, women's; skirt, WAC, winter; cap; garrison, wool, WAC:*

(a) *Fabric.* Cloth, wool, covert, 14-ounce.

(b) *Color.* Olive-drab shade No. 37.

(iii) *Overcoats*—(a) *Field.*

*Fabric.* Cotton cloth, wind resistant and water repellent, poplin or twill, 5-ounce.

*Color.* Olive-drab, shade No. 7.

(b) *Wool.*

*Fabrics.* Beaver, Doeskin, Kersey, Melton (26-32 ounce). Barathea, Whipcord, Elastic (18 ounce).

*Color.* Olive-drab shade No. 51 or 52.

(iv) *Waist*—(a) *Fabrics.*

*Wool.* Plain or twill weave worsted shirting, 10½ ounce. Tropical worsted.

*Cotton.* Broadcloth, Poplin.

(b) *Color.*

*Wool fabrics.*

Olive-drab shade No. 51 (dark shade).

Khaki shade No. 1.

Olive-drab shade No. 50.

*Cotton fabrics.* Khaki shade No. 1.

(2) *For summer service uniform*—(i) *Jackets, skirts, caps, service; caps, garrison.*

(a) *Fabrics.* Cotton warp, mohair filling. Worsted, tropical. Rayon, plain or twill weave. Gabardine.

(b) *Color.* Nurses, physical therapists, and dietitians.

Dark olive-drab, shade No. 51.

Beige, shade No. 55.

*Women's Army Corps.* Khaki shade No. 1.

(ii) *Waists.*

(a) *Fabric.* Cotton, poplin or broadcloth. Tropical worsted.

(b) *Color.* Khaki shade No. 1, for khaki and olive-drab uniforms.

White, for nurses' beige uniform.

(3) *Brown and white seersucker uniform.* Cap, jacket, shirt, uniform, slacks.

(i) *Fabric.* Cloth, cotton, seersucker, 4-ounce, brown stripe.

(ii) *Color.* Brown stripe, shade No. 11.

(b) *Samples and specifications.* (1) Samples of the adopted shades and standard cloths for uniforms will be

maintained on display in the Office of The Quartermaster General and at other designated headquarters and stations. Samples of the several issue articles of the prescribed uniforms and other clothing, as approved by the Secretary of War, will be maintained in the Office of The Quartermaster General and in such other offices as he may prescribe. Specifications for the several articles of uniform and other clothing, as approved by the Secretary of War, are published by The Quartermaster General. Descriptions for certain of such articles are published in §§ 709.70 to 709.82, inclusive.

(2) Prescribed articles of service uniforms or other clothing except such articles specified as of "commercial pattern," will conform in quality, design, and color to the corresponding approved samples and published publications. [Par. 26]

§ 709.80 *Insignia on headgear*—(a) *Cap, service, nurse's.* The Army Officers' cap insignia consisting of the coat of arms of the United States 2¾ inches in height so attached as to be centered on the welt.

(1) *Cap, garrison*—(i) *Officers and warrant officers.* Insignia of grade will be worn on the left side, 1 inch from the front center.

(ii) *Enlisted personnel.* Distinctive insignia, if authorized, will be worn on left side, 1½ inches from the front center, centered on the curtain.

(b) *Insignia on collar and lapel of service jackets*—(a) *Officers and warrant officers.* (1) *Collar.* The insignia "U. S." ¼ inch in height will be worn as authorized.

(2) *Lapel.* The insignia of arm or service will be worn on the lapel as authorized.

(i) *Army Nurse Corps.* A caduceus with the letter "N" superimposed thereon.

(ii) *Physical therapists.* A caduceus with the letters  $\frac{P}{T}$  ¼ inch in height superimposed thereon.

(iii) *Dietitians.* A caduceus with the letters  $\frac{H}{D}$  ¼ inch in height superimposed thereon.

(iv) *Women's Army Corps.* (a) *Officers and enlisted women* will wear the officers' "U. S." insignia and enlisted men's "U. S." disk insignia, respectively. The basic Women's Army Corps insignia, comparable to arm or service insignia of male personnel, is the "Pallas Athene" in cut out form for officers and on disk for enlisted women. The basic insignia will be worn by all officers and enlisted women, except as follows:

During the period an individual is detailed in an arm or service, the insignia of that arm or service will be worn.

During the period an individual's normal duties under permanent assignment are in the office of the chief of a service or in installations of a service or when occupying a position vacancy allocated to a service at any military installation, the insignia of that service will be worn. This exception does not apply to officers serving in the Office of The Judge Advocate General, the Office of The Surgeon

General, or the Office of the Chief of Chaplains, or at installations of those three services, or when the officer is occupying a Judge Advocate General's Department, Medical Corps or Chaplain's Corps position vacancy at any military installation.

During the period an individual's normal duties under permanent assignment are in the Office of the Commanding General, Army Air Forces or in Army Air Forces installations, the Air Corps insignia will be worn when an Air Corps position vacancy is occupied and the appropriate ASWAAF insignia will be worn when an ASWAAF position vacancy is occupied.

(b) The following insignia will not be worn by members of the Women's Army Corps: Infantry, Cavalry, Field Artillery, Coast Artillery Corps, Armored Center and units, and Tank Destroyer.

(v) *Women medical officers.* A caduceus.

(vi) *Enlisted women*—(a) *Collar.* Disk insignia as issued will be worn centered on collar, with center of insignia 1 inch above notch of lapel.

(b) *Lapel.* Distinctive insignia, if authorized, will be worn on both sides of the lapel, upper edge of insignia ¾ inch below notch of lapel on the prolongation of a line through the center of the button insignia parallel to inner line of collar and lapel.

(c) *Insignia on collar and lapel of dresses.* The insignia "U. S." and the insignia of arm or service as described in paragraph (b) will be worn on dresses.

(d) *Insignia on collar and lapel of seersucker service uniform and jacket.* The insignia "U. S." and the insignia of the Army Nurse Corps, physical therapists, and dietitians will be worn on the uniform, seersucker, cotton, nurse's, with the jacket and without the jacket as authorized.

(e) *Insignia on collar and lapel of jacket, field, wool, women's.* The insignia "U. S." and insignia of arm or service as described in paragraph (b) will be worn on the jacket, field, wool, women's.

(f) *Insignia on collar and lapel of overcoats.* Insignia will not be worn on the collar and lapel of overcoats, raincoats, or jackets, field.

§ 709.81 *Flight nurse badge.* A pair of wings 2 inches in width, of oxidized silver with the letter "O" in the center of the wings, superimposed thereon the design of the Army Nurse Corps insignia.

§ 709.82 *Service stripes*—(a) *General.* A service stripe is authorized for wear by enlisted women for each period of 3 years' Federal service, under the same regulations as apply to enlisted men. Service of enlisted women in the Women's Army Auxiliary Corps is counted in computing the 3-year period required to establish eligibility.

[SEAL]

J. A. ULIO,  
Major General,  
The Adjutant General.

[F. R. Doc. 45-7322; Filed, May 4, 1945;  
11:16 a. m.]

## TITLE 16—COMMERCIAL PRACTICES

## Chapter I—Federal Trade Commission

[Docket No. 4966]

## PART 3—DIGEST OF CEASE AND DESIST ORDERS

L. R. KALLMAN &amp; CO.

§ 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service.* In connection with the offering for sale, sale, or distribution of "Chin-Up" or "Chin-Ep" and "Digitite," or any preparations of substantially similar composition or possessing substantially similar properties, whether sold under the same names or under any other names, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., directly or indirectly, purchase in commerce, etc., of said preparations, which advertisements represent, directly or through inference, (a) that the preparation "Chin-Up" or "Chin-Ep" is effective in tightening the throat line; that it will eliminate or prevent flabbiness or crepiness along the throat line; that it will cause a person to have or to retain a youthful throat line; that it will make any loose or flabby skin smoother; or that it will make the skin firmer, in excess of possibly affording temporary firmness to the outer layer of the skin; or (b) that the preparation "Digitite" will tighten the skin of the hands; that it will cause the skin of the hands to be smoother or velvety smooth; that it will give to the hands a youthful appearance; or that it will cause the skin to be firmer, in excess of possibly affording temporary firmness to the outer layer of the skin; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, L. R. Kallman & Company, Docket 4966, April 11, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 11th day of April, A. D. 1945.

*In the Matter of L. R. Kallman, an Individual Trading as L. R. Kallman & Company*

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of respondent, testimony and other evidence, taken before an examiner of the Commission theretofore duly designated by it, report of the trial examiner, and brief in support of the complaint, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

*It is ordered,* That respondent Lawrence R. Kallman, individually, and as a copartner in L. R. Kallman & Company, his representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, or distribution of "Chin-Up" or "Chin-Ep" and "Digitite," or any preparations of substantially similar composition or possessing substantially similar properties, whether sold un-

der the same names or under any other names, do forthwith cease and desist from directly or indirectly:

1. Disseminating or causing to be disseminated, by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, any advertisement which represents, directly or through inference:

(a) That the preparation "Chin-Up" or "Chin-Ep" is effective in tightening the throat line; that it will eliminate or prevent flabbiness or crepiness along the throat line; that it will cause a person to have or to retain a youthful throat line; that it will make any loose or flabby skin smoother; or that it will make the skin firmer, in excess of possibly affording temporary firmness to the outer layer of the skin.

(b) That the preparation "Digitite" will tighten the skin of the hands; that it will cause the skin of the hands to be smoother or velvety smooth; that it will give to the hands a youthful appearance; or that it will cause the skin to be firmer, in excess of possibly affording temporary firmness to the outer layer of the skin.

2. Disseminating or causing to be disseminated, by any means, any advertisement for the purpose of inducing or which is likely to induce, directly, or indirectly, the purchase in commerce, as "commerce" is defined in the Federal Trade Commission Act, of the aforesaid preparation, which advertisement contains any of the representations prohibited in paragraph 1 above.

*It is further ordered,* That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL]

OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 45-7316; Filed, May 4, 1945;  
11:01 a. m.]

[Docket No. 5003]

## PART 3—DIGEST OF CEASE AND DESIST ORDERS

NATIONAL SECRETARIES' ASSOCIATION, ET AL.

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—History:*

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Size and extent:* § 3.6 (k) *Advertising falsely or misleadingly—Individual attention:* § 3.6 (m) *Advertising falsely or misleadingly—Jobs and employment service:* § 3.6 (ee) *Advertising falsely or misleadingly—Terms and conditions:* § 3.72 (n 10) *Offering deceptive inducements to purchase or deal—Terms and conditions.* In connection with the offering for sale, sale and distribution of certain publications known as "Better Letters—

Lessons in English" and "Better Letters—Quiz Book," or any other publication in commerce, representing directly or by implication (1) that the National Secretaries' Association is not conducted for profit or that said association is anything other than a means or instrumentality for selling publications, with only incidental benefits to its members; (2) that special courses of instruction can be obtained through the purchase of a membership in the National Secretaries' Association or that any educational benefits can be derived from membership in said association other than those which may be acquired through the purchase of respondents' publications; (3) that members of the National Secretaries' Association will be entitled to receive insurance protection different from that provided for by the policy actually issued; (4) that the National Secretaries' Association maintains an employment service for its members or that assistance will be given by the association in securing employment for its members when employment activities are limited to activities of members in the local chapters; or (5) that the National Secretaries' Association is an old, established association or that it has chapters in localities where none exist; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Sec. 45b) [Cease and desist order, National Secretaries' Association et al., Docket 5003, April 10, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 10th day of April, A. D. 1945.

*In the Matter of National Secretaries' Association, a Corporation, and H. Robinson Shepherd, Ruth Hostetler, Hilary A. Bufton, and George Turner, Individually and as Officers and Directors of National Secretaries' Association*

This proceeding having been heard by the Federal Trade Commission on the complaint of the Commission, the answers of the respondents, testimony and other evidence in support of the allegations of said complaint and in opposition thereto taken before a trial examiner of the Commission theretofore duly designated by it, report of the trial examiner upon the evidence, and briefs filed in support of the complaint and in opposition thereto; and the Commission having made its findings as to the facts and its conclusion that the respondents have violated the provisions of the Federal Trade Commission Act:

*It is ordered,* That the respondent National Secretaries' Association, a corporation, and its officers, and the individual respondents, H. Robinson Shepherd (named in the complaint as H. Robinson Shepherd), Ruth Hostetler Bufton (named in the complaint as Ruth Hostetler), Hilary A. Bufton, and George Turner, and their respective representatives, agents, and employees, directly or through any corporate or other device in connection with the offering for sale, sale, and distribution of certain publications known as "Better Letters—Lessons in English" and "Better Letters—Quiz

Book," or any other publication in commerce as "Commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing directly or by implication that the National Secretaries' Association is not conducted for profit or that said association is anything other than a means or instrumentality for selling publications, with only incidental benefits to its members.

2. Representing directly or by implication that special courses of instruction can be obtained through the purchase of a membership in the National Secretaries' Association or that any educational benefits can be derived from membership in said association other than those which may be acquired through the purchase of respondents' publications.

3. Representing directly or by implication that members of the National Secretaries' Association will be entitled to receive insurance protection different from that provided for by the policy actually issued.

4. Representing directly or by implication that the National Secretaries' Association maintains an employment service for its members or that assistance will be given by the association in securing employment for its members when employment activities are limited to activities of members in the local chapters.

5. Representing directly or by implication that the National Secretaries' Association is an old, established association or that it has chapters in localities where none exist.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL]

OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 45-7317; Filed, May 4, 1945;  
11:01 a. m.]

## TITLE 22—FOREIGN RELATIONS

### Chapter I—Department of State

#### Subchapter B—The Foreign Service

[Foreign Service Reg. S-7]

#### PART 104—ADMINISTRATION

##### ASSUMPTION OF CHARGE OF OFFICE; INVENTORY AND REPORTS

Pursuant to the authority vested in me by R.S. 161 (5 U.S.C. 22); by R.S. 197 (5 U.S.C. 109); by Executive Order 9452 of June 26, 1944 (9 F.R. 7183), as amended by Executive Order 9514 of January 18, 1945 (10 F.R. 771); and by Executive Order 9521 of February 13, 1945 (10 F.R. 1991), the following is prescribed to constitute §§ 104.2 and 104.7, of the Code of Federal Regulations, in place of the present language of said sections:

§ 104.2 *Assumption of charge of office—(a) Transfer of Government-owned*

*property.* Upon assuming charge of an office, the diplomatic representative or consular officer shall request the delivery to him of all Government-owned property in the possession of his predecessor or the subordinate in charge with the exception of the public funds, for which the outgoing officer is responsible to the Government. The officer relinquishing charge may transfer public funds to his successor or forward them to the Department of State for deposit in the Treasury (§ 105.23). If he transfers them to his successor, he shall take proper receipts to be transmitted with his accounts.

(b) *Forms executed upon assumption of charge.* Upon every transfer of office, whether permanent or temporary, the officer assuming charge and his predecessor, if present, shall jointly execute and sign Form No. 5, Transfer of Office Certificate. When a permanent transfer of office takes place, or when the principal officer departs on home leave of absence, the officer assuming charge shall transmit with Form No. 5 a survey of the Government-owned realty or a report on Government-leased property, as the case may be (§§ 104.6 and 104.8 (d)), Inventory Transfer Form No. 298, and Inventory Transfer of Government-Owned Household Property Form 298A (§ 104.7).

§ 104.7 *Inventory of and reports on Government-owned property, other than realty.* A card inventory of all Government-owned property, other than realty, of a nonexpendable and movable character, including records, archives, seals, and devices bearing the insignia of office shall be maintained at each post in the Service. Whenever a permanent transfer of office takes place, or the principal officer departs on home leave of absence, the officer assuming charge and the officer relinquishing charge shall jointly check the personal property against the card inventory file and shall execute Form No. 298, which acknowledges the receipt of the Government-owned office property, and Form 298A, which acknowledges the receipt of the Government-owned household property.

In accordance with Executive Order 9821 of February 13, 1945 (10 F.R. 1901), it is determined that the subject matter of that part of Executive Order 8189 of July 5, 1939, establishing Chapter IV, sections 2 and 7, of the Foreign Service Regulations of the United States (22 CFR, Cum. Supp., §§ 104.2 and 104.7) is covered by the present regulation, which is designed and intended to supersede the above-mentioned part of Executive Order 8189. In consequence whereof said part of Executive Order 8189 has no further force and effect.

This regulation shall become effective immediately upon registration in the Division of the Federal Register.

Issued May 2, 1945.

For the Secretary of State.

J. C. HOLMES,  
Assistant Secretary.

[F. R. Doc. 45-7365; Filed, May 4, 1945;  
12:07 p. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter IX—War Production Board

AUTHORITY: Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

#### PART 1010—SUSPENSION ORDERS

[Suspension Order S-780]

HOWARD P. STICKLER

Howard P. Stickler resides at 204 E. First Street, Hagerstown, Maryland. Between February 1, 1944 and November 1, 1944 he did construction on a residence containing four rooms and a bath at 204 E. First Street, Hagerstown, Maryland, at a cost of approximately \$4,500, without authority from the War Production Board. The cost of this construction exceeded the limit of \$200. for residential construction permitted by Conservation Order L-41 and was in violation of that order.

This violation has diverted critical materials to uses unauthorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.780 *Suspension Order No. S-780.* (a) Neither Howard P. Stickler, his representatives, successors or assigns, nor any other person, shall do any construction on the premises owned by him, located at 204 E. First Street, Hagerstown, Maryland, including putting up, altering or finishing the structure, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Howard P. Stickler, his representatives, successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 4th day of May 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-7337; Filed, May 4, 1945;  
11:30 a. m.]

#### PART 3286—MISCELLANEOUS MINERALS

[Conservation Order M-50, Revocation]

##### JEWEL BEARINGS

Section 3286.6 *Conservation Order M-50* is hereby revoked. This revocation does not affect any liabilities incurred under the order.

Issued this 4th day of May 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-7334; Filed, May 4, 1945;  
11:30 a. m.]

# PART 3290—TEXTILE, CLOTHING AND LEATHER

[General Conservation Order M-73, Direction 3, as Amended May 3, 1945]

## PRODUCTION AND USE OF WOOL TOP AND YARN

The following amended direction is issued pursuant to General Conservation Order M-73:

1. Between May 3, 1945 and July 14, 1945, no person shall produce wool top in grades finer than 44's or kid mohair top except to fill orders bearing a rating of AA-3 or higher. Between May 3, 1945 and July 14, 1945, no person shall produce wool top in grades 44's and lower except to fill rated orders, or orders bearing a certification as provided by paragraph (g) of General Preference Order M-388.

2. Between May 3, 1945 and August 18, 1945, no person shall put into process any wool top in grades finer than 44's or top made from kid mohair except to produce yarn to fill orders bearing a rating of AA-3 or higher. Between May 3, 1945 and August 18, 1945, no person shall put into process any wool top in grades 44's and lower except to produce yarn to fill rated orders, or orders bearing a certification as provided by paragraph (g) of General Preference Order M-388.

3. However, to the extent that wool top and yarn covered by this direction are produced or processed exclusively for the production of hand knitting yarn, the effective initial date of this direction shall be May 14, 1945, instead of May 3, 1945.

4. In this direction "wool top" means combed sliver containing wool from the fleece of the sheep or lamb, or wool waste, commonly known as wool top or worsted top, and includes combed wool backing and open, broken or cut wool top, and top made of comparable animal fibers; "yarn" means yarn containing any wool top or kid mohair top; calculations shall be in pounds.

5. If in a particular case an applicant establishes that his facilities cannot be used to fill available rated orders, or orders bearing a certification as provided by paragraph (g) of General Preference Order M-388, the War Production Board will authorize the applicant to fill unrated orders for a period extending up to thirty days from the initial dates of the restrictions, unless extended on a future showing that rated orders, or orders bearing a certification as provided by paragraph (g) of General Preference Order M-388 are still unavailable.

The full restrictions of Direction 3 shall be applicable except to the extent they are modified by a written authorization.

Applications should be filed in duplicate by letter with the War Production Board, Wool, Cordage and Textile Machinery Division, Washington 25, D. C., Ref: M-73, Direction 3.

Issued this 3d day of May 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-7292; Filed, May 3, 1945;  
4:22 p. m.]

## PART 3291—CONSUMERS DURABLE GOODS [Limitation Order L-73, Revocation]

### OFFICE SUPPLIES

Section 3291.275 *Limitation Order L-73* is revoked. This revocation does not affect any liabilities accrued under the order. The manufacture and deliv-

ery of office supplies remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 4th day of May 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-7330; Filed, May 4, 1945;  
11:31 a. m.]

## PART 3291—CONSUMERS DURABLE GOODS [Limitation Order L-227-b, Revocation]

### WOOD CASED AND OTHER NON-MECHANICAL PENCILS AND PEN HOLDERS

Section 3291.212 *Limitation Order L-227-b* is revoked. This revocation does not affect any liabilities accrued under the order. The manufacture and delivery of wood cased and other non-mechanical pencils and pen holders remains subject to all other applicable regulations and orders of the War Production Board.

Issued this 4th day of May 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-7331; Filed, May 4, 1945;  
11:31 a. m.]

## PART 3293—CHEMICALS

[General Allocation Order M-300, Schedule 44 as Amended May 4, 1945]

### SYNTHETIC ORGANIC DETERGENTS

§ 3293.1044 *Schedule 44 to General Allocation Order M-300*—(a) *Definitions.*

(1) "Critical synthetic organic detergents" means those alkyl aryl sulfonates, alkyl amide sulfuric esters and polyglycol fatty acid esters known by the following trade names: Nacconol NRSF; Nacconol HG; Nacconol NRG; Nacconol NR; Santomerse No. 1; Santomerse No. 55; Santomerse No. 3; M. P. 189; M. P. 189 SX; M. P. 646; Ultrawet A; Ultrawet 40A; Ultrawet 60A; Igepon T; Igepon T. D.; Synthetic Detergent 92; Neutronyx 33; Arctic Syntex M; VEL.

(2) "Special military order" means any purchase order for the items indicated below placed by the indicated service units, or placed by any person for critical synthetic organic detergents required for the manufacture of the items listed below for sale directly to the indicated service units:

1. Army All-Purpose Soap (Specification O. Q. M. G.-100A) for Jersey City Q. M. Depot.
2. Navy Salt Water Soap (Specification 51D7, 51S46 or 51S47) for Navy Bureau of Supplies and Accounts.
3. Mobile Laundry Detergent for Jersey City Q. M. Depot or for Marine Corps Q. M. Depot.
4. Germicidal Rinse for Jersey City Q. M. Depot.
5. Laundry detergents for Army Salt Water Laundry.
6. Laundry detergents for Navy Salt Water Laundry.

(3) "Regular order" means any purchase order which is not a "special military order."

(4) "Producer" means any person who produces or imports any synthetic organic detergent.

(5) "Distributor" means any person who purchases (other than by import) any synthetic organic detergent for resale as such.

(b) (1) *General provisions.* Critical synthetic organic detergents are subject to the provisions of General Allocation Order M-300 as Appendix B materials. The initial allocation date is October 1, 1944, except that for Arctic Syntex M and VEL the initial allocation date is June 1, 1945. The allocation period is the calendar month. The small order exemption without use certificate is 100 pounds in the aggregate of all kinds of synthetic organic detergents per person per month.

(2) *Exemptions.* For the purpose of this schedule the restrictions on "suppliers" in Order M-300 and in paragraphs (c) and (d) of this schedule apply for allocation periods beginning on or after June 1, 1945, only to "producers" as defined in paragraph (a) (4) above, but distributors should note paragraph (g) of this schedule. This exemption does not affect any liabilities incurred under this schedule or Order M-300.

(c) *Deliveries against "special military orders."* On and after its initial allocation date each supplier (distributors note paragraphs (b) (2) and (g)) shall make deliveries of any critical synthetic organic detergent during any month against "special military orders" only to the extent authorized or directed by the War Production Board, without regard to preference ratings.

(d) *Deliveries against "regular orders."* On and after its initial allocation date, each supplier (distributors note paragraphs (b) (2) and (g)) shall make deliveries of any critical synthetic organic detergent against "regular orders" during any month in accordance with applicable preference ratings, subject to the following conditions:

(1) No deliveries against "regular orders" shall be made if such deliveries will prevent fulfilling all deliveries against "special military orders" which have been specifically authorized by the War Production Board.

(2) The aggregate quantity of critical synthetic organic detergents delivered against "regular orders" during any month shall not exceed the quantity specifically authorized for each category by the War Production Board.

(e) *Producers' applications on WPB-2947.* Each producer seeking authorization to use or deliver critical synthetic organic detergents shall file application on Form WPB-2947 (formerly PD-602). Filing date is the 20th day of the month before the proposed allocation month. A separate set of forms shall be filed for each critical synthetic organic detergent for which authorization to use or deliver

is required. Send three copies (one certified) to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-44. In grade space specify the trade name of the particular detergent. The unit of measure is pounds. In Table I, first, in Column 1 list names of customers placing "special military orders" and specify in Column 1a contract numbers and in Column 4 the quantity ordered for delivery in the next month. Second, specify in Column 1 "regular orders", without specifying customers' names, specify the end use categories separately in Column 1a, and in Column 4 specify the aggregate quantity for each category of use. Third, specify in Column 1 "100 lb. exempt orders", without listing customers' names, leave Column 1a blank, and specify the aggregate quantity in Column 4. Fill in the other columns as indicated.

If the applicant producer is seeking authority to use any part of his own production or stock, he shall apply as if the consuming part of his organization had filed a purchase order and use certificate with the production or distribution part of his organization (the actual filing of such order and certificate is not necessary).

In Table II each producer of critical synthetic organic detergents shall fill in Columns 8 through 16 as indicated. In Columns 10 and 13, producers shall enter only those stocks not authorized for use or delivery on the dates specified.

(f) *Statements of use with purchase orders.* Each person (including any distributor) placing purchase orders for more than 100 lbs. of critical synthetic organic detergents per month from all suppliers shall furnish each of his suppliers with a certified statement of proposed use, in the form prescribed in Appendix D of Order M-300. Specify proposed use as follows:

(1) For "special military orders" placed by consumers or distributors state "Special Military Order, Contract \_\_\_\_\_" (specify each military contract number).

(2) For "regular orders" placed by consumers or distributors state "For \_\_\_\_\_" and specify proposed product as follows:

Rubber.	Chemical manufacture.
Textiles.	
Dye stuffs.	Protective coatings.
Leather.	Fire foam and retardant.
Metal cleaners.	Pharmaceuticals.
Pulp and paper.	Experimental.
Insecticides.	Exempt small orders.
Soap.	Other (specify).
Germicides.	
Dairy cleaners.	

(3) [Revoked May 4, 1945.]

(g) *Special instructions for distributors.* (1) Under this schedule distributors need not file applications on Form WPB-2947 except under paragraph (g)

(4).

(2) Each distributor of critical synthetic organic detergents must file a certified statement of proposed use with each of his purchase orders under paragraph (f) above. In his certificate of use each distributor must specify the end use categories in the terms provided in paragraph (f) above, and must state the aggregate quantity required by his customers for each of the use categories basing his certificate on the certificates of use furnished to him by his customers under paragraph (f).

(3) A distributor must redeliver critical synthetic organic detergents which he receives for a certified proposed use as follows: (i) If the certified proposed use is for delivery ultimately under a "special military order", he must redeliver accordingly without regard to preference ratings; (ii) If the certified proposed use is to fill a "regular order", he must redeliver in accordance with applicable preference ratings, but must not deliver during any month for any category of use a quantity in excess of the quantity which he receives for the category for the month.

(4) No distributor, unless specifically authorized in writing by the War Production Board, may redeliver for any purpose critical synthetic organic detergents which either he is unable to redeliver for the use certified, or which he receives or has received under a certificate specifying the proposed use in the terms "For resale on further authorization" or in similar terms. Application for authorization may be made on form WPB-2947 in the manner stated in paragraph (e) above.

NOTE: Paragraphs (h), (i) and (j), formerly (g), (h), and (i) redesignated May 4, 1945.

(h) *Special directions with respect to other synthetic organic detergents.* The War Production Board may from time to time issue special directives with respect to production, use and delivery, by the producer, of any synthetic organic detergent which is not listed in paragraph (a) (1) above, but is similar to any critical synthetic organic detergent listed in that paragraph. The test of similarity is whether the synthetic organic detergent in question is capable of filling "special military orders" as defined in paragraph (a) (2).

(i) *Budget Bureau approval.* The above reporting requirements have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(j) *Communications to War Production Board.* Communications concerning this schedule shall be addressed to: War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-44.

Issued this 4th day of May 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-7335; Filed, May 4, 1945;  
11:30 a. m.]

#### PART 3293—CHEMICALS

[General Allocation Order M-300,  
Schedule 105]

##### BENZYL BENZOATE AND BENZYL CHLORIDE

§ 3293.1105 *Schedule 105 to General Allocation Order M-300—(a) Definitions.*

(1) "Benzyl benzoate" means the benzyl of benzoic acid.

(2) "Benzyl chloride" means alpha chloro toluene.

(b) *General provisions.* Benzyl benzoate and benzyl chloride are subject to the provisions of General Allocation Order M-300 as Appendix B materials. The initial allocation date is June 1, 1945. The allocation period is the calendar month. The small order exemption without use certificate is 100 pounds of benzyl benzoate, and 100 pounds of benzyl chloride per person per month.

(c) *Suppliers' applications on WPB-2947.* Each supplier seeking authorization to use or deliver shall file application on Form WPB-2947 (formerly PD-602). Filing date is the 20th day of the month before the proposed delivery month. File separate sets of forms for benzyl benzoate and benzyl chloride. Send three copies (one certified) to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-105. The unit of measure is the pound. An aggregate quantity may be requested, without specifying customers' names, for delivery on uncertified exempt small orders. Fill in Table II.

(d) *Certified statements of use.* Each person placing orders for delivery of more than 100 pounds of benzyl benzoate or more than 100 pounds of benzyl chloride per month in the aggregate from all suppliers, shall furnish each supplier with a certified statement of proposed use, in the form prescribed in Appendix D of Order M-300. Specify end use of benzyl benzoate as "insect repellent," "pharmaceuticals," or in terms of any other specified use. Specify end use of benzyl chloride as "benzyl benzoate manufacture," "other chemical manufacture" (specify), or in terms of any other specified use. For orders placed by suppliers for resale without further processing or admixture, specify "for resale on further authorization" or "for resale on exempt small orders" or "for export" (specify destination and export license number). Also specify applicable Army or Navy specification and contract numbers or Lend-Lease contract and requisition numbers where practicable.

(e) *Budget Bureau approval.* The above reporting requirements have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(f) *Communications to War Production Board.* Communications concerning this schedule shall be addressed to:

War Production Board, Chemicals Bureau, Washington 25, D. C., Ref.: M-300-105.

Issued this 4th day of May 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-7336; Filed, May 4, 1945;  
11:30 a. m.]

PART 3294—IRON AND STEEL PRODUCTION  
[General Preference Order M-21, as Amended  
May 4, 1945]

IRON AND STEEL INCLUDING FERRO ALLOYS  
AND ASSOCIATED MATERIALS

Section 3294.71 *General Preference Order M-21* is hereby amended in its entirety to read as follows:

§ 3294.71 *General Preference Order M-21*—(a) *Purpose and scope.* This is the basic order covering the production and distribution of steel and iron products (including alloy iron and alloy steel) listed in the attached Schedule I, pig iron, iron and steel scrap, ferro-alloys and metallic and non-metallic materials used in the metallurgy of iron and steel, and non-ferrous products of the elements listed in the attached Schedule II. Schedule II lists the metallic and non-metallic elements, the ores and chemical compounds thereof, including scrap and secondary materials, and the ferro-alloys which are covered by this order. Supplementing this order are other orders governing distribution, production and use. The provisions of these supplementary orders must be observed. Particular attention is directed to Orders L-88, L-211, M-6-a, M-6-b, M-17, M-18-a, M-18-a-1, M-21-b-3, M-21-i, M-21-j, M-23-a, M-24, M-24-b, M-39, M-110, M-126, M-296, M-369, and M-369-a, and effective schedules and directions thereto.

(b) *Definitions.* For the purpose of this order: (1) "Steel" means carbon steel (including wrought iron), and alloy steel in the forms and shapes listed in Schedule I of this order. The term includes material sorted or salvaged from steel scrap and sold for other than remelting purposes except those uses specified in the definition of scrap. The term also includes all types of rejected or second-quality material and shearings, except:

(i) When sold as scrap for remelting; or,

(ii) When sold as scrap to a scrap dealer for sorting, processing, or salvaging, or for resale for remelting or other permitted uses of scrap.

(2) "Alloy steel" means any steel (including stainless steel) containing any one or more of the following elements in the following amounts:

Manganese, maximum of range in excess of 1.65%  
Silicon, maximum of range in excess of 0.60%  
Copper, maximum of range in excess of 0.60%  
Aluminum, chromium, cobalt, columbium, molybdenum, nickel, titanium, tungsten, vanadium, zirconium, or any other alloying elements in any amount specified or known to have been added to obtain a desired alloying effect.

(3) "Alloy iron" means any iron containing any one or more of the following elements in the following amounts:

Manganese, maximum of range in excess of 1.65%  
Silicon, maximum of range in excess of 0.60%  
Copper, maximum of range in excess of 0.60%  
Aluminum, chromium, cobalt, columbium, molybdenum, nickel, titanium, tungsten, vanadium, zirconium, or any other alloying element in any amount specified or known to have been added to obtain a desired alloying effect.

(4) "Stainless steel" means heat and corrosion resisting steel containing 4% or more of chromium either with or without nickel, molybdenum, or other elements.

(5) "Iron products" means all gray and malleable iron castings (rough as cast) except pipe and pipe fittings.

The material terms defined above do not include material which has been in use or service.

(6) "Pig iron" means iron produced by smelting iron ore in a blast furnace, and containing less than 6% of silicon.

(7) "Ferro alloys" means the metallic elements, their ores and the chemical compounds thereof, usually introduced into the melt of iron and steel for the purpose of obtaining definite properties. The term includes the elements, the ores, and the chemical compounds listed in Schedule II of this order.

(8) "Scrap" means all ferrous materials, either alloyed or unalloyed, of which iron or steel is a principal component, which are the waste of industrial fabrication or objects that have been discarded on account of obsolescence, failure or other reasons, and which are not otherwise defined in this order. The principal use of scrap is remelting. Scrap obtained from used materials may be utilized for remelting, re-rolling or forging. Scrap may also be used for copper precipitation, lead burning, gas cleaning, or other chemical processes. Any material which has not been in use or service and which is salvaged from sorting or processing shall not be considered scrap if sold or used for other than the above mentioned purposes. "Alloy scrap" means scrap generated from or composed of any of the alloy irons or alloy steels defined in paragraphs (b) (2), (b) (3), and (b) (4).

"Producer" (in the case of iron and steel scrap) means any person who produces scrap in the conduct of a business or other enterprise.

"Dealer" and/or "broker" (in the case of iron and steel scrap) means any person who, as principal or as agent, buys and sells scrap in the regular course of his business.

"Consumer" (in the case of iron and steel scrap) means any person who melts or uses scrap for any of the purposes mentioned above in this paragraph (b).

(9) "Producer" (in the case of iron or steel) means any person who produces iron products or steel as defined herein.

(10) "Distributor" means any person (including a warehouse, jobber, dealer, retailer, or scrap dealer) who is engaged in the business of receiving steel into one

or more warehouse stocks regularly maintained by him for sale or resale in the form received, or after performing such operations as cutting to length, shearing to size, torch cutting or burning to shape, sorting and grading, pipe threading, or corrugating or otherwise forming sheets for roofing and siding; but a person who, in connection with any sale, bends, punches or performs any fabricating operation designed to prepare steel for final use or assembly, shall not be deemed a distributor with respect to such sale.

(11) "Delivery" includes deliveries received on consignment.

(c) *Alloy iron, alloy steel, and non-ferrous alloys.* (1) Each person who orders alloy iron or alloy steel (including stainless steel) from a producer must state on his order the end use for which such material is being ordered.

(2) Each producer who melts alloy iron or alloy steel (including stainless steel) for casting, must file for each month, with the War Production Board, a melting schedule on form WPB-1770, in accordance with official instructions for preparing that form.

(3) Each producer who melts alloy iron or alloy steel (including stainless steel) other than for casting, must file for each month, with the War Production Board, a melting schedule on form WPB-2933, in accordance with official instructions for preparing that form.

(4) Each producer of non-ferrous alloys, whether cast or wrought, must file for each month, with the War Production Board, a production schedule on form WPB-1770 in accordance with official instructions for preparing that form.

(5) No producer shall melt any alloy iron or alloy steel (including stainless steel) which he is required to report on forms WPB-1770 or WPB-2933, except in accordance with such melting schedule as approved or modified by the War Production Board, or in accordance with specific written directions of the War Production Board.

(d) *Special provisions pertaining to iron and steel scrap.* Delivery of scrap to, or acceptance of such delivery by a consumer is hereby authorized without regard to the restrictions set forth in Section 944.14 of Priorities Regulation No. 1.

(e) *Appeals.* Any appeals from this order must be made by letter referring to the particular provisions appealed from and stating fully the grounds for the appeal. In emergency cases, appeals may be made by telegram.

(f) *Special directions.* (1) The War Production Board may from time to time issue directions to any person or persons as to the type, description, amount, source, or destination of steel, alloy iron, or iron products, pig iron, or scrap (including segregation of scrap) to be produced, processed, delivered, distributed, or acquired by such person or persons.

(2) The War Production Board may from time to time issue directions as to facilities and materials to be used in production, and as to any alloying element, issue directions specifying the quantities and proportions which may be used in alloy iron and alloy steel (including stainless steel), and whether and in what proportion any such element is

to be an ore, a metal, a ferro-alloy, reclaimed metal, scrap, a chemical compound, or any other material containing such element.

(3) The War Production Board may make such changes in any melting schedule as it may deem appropriate, and may from time to time issue supplementary directions with regard to melting of alloy iron or alloy steel (including stainless steel).

(4) The War Production Board may from time to time issue directions to any person or persons as to the type, description, amount, source, or destination of any of the items listed in Schedule II, to be produced, processed, delivered, distributed, or acquired by such person or persons.

(g) *Reports.* All persons covered by this order shall file with the War Production Board, Washington, D. C., Reference: M-21, reports at such times and on such forms as may from time to time be prescribed, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(h) *Violations.* Any person who wilfully violates any provision of this order or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priorities control and may be deprived of priorities assistance.

(i) *Communications.* All communications concerning this order shall, unless otherwise directed, be addressed to Steel Division, War Production Board, Washington 25, D. C., Reference: M-21.

Issued this 4th day of May 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

#### SCHEDULE I

##### Steel:

Bars, Cold-Finished.  
Bars, Hot-Rolled or Forged.  
Ingots, Billets, Blooms, Slabs, Die Blocks, Tube Rounds, Sheet Bars, Tin Bar, and Skelp.  
Pipe, including Threaded Couplings of the type normally supplied for Threaded Pipe.  
Plates, all Plates (including Rolled Armored Plate in the form and shape to which it is rolled by the Steel Mill and prior to any subsequent fabrication), and including Nickel Clad and Stainless Clad.  
Rail and Track Accessories.  
Sheet and Strip.  
Steel Castings (rough as cast).  
Steel Forgings (rough as forged).  
Structural Shapes and Piling.  
Tinplate, Terneplate, and Tin Mill Black Plate.  
Tubing.  
Wheels, Tires, and Axles.  
Wire Rods, Wire and Wire Products.  
Iron products:  
Gray Iron Castings (rough as cast).  
Malleable Iron Castings (rough as cast).

#### SCHEDULE II—ALLOWING ELEMENTS AND COMPOUNDS THEREOF, FERRO-ALLOYS AND NON-FERROUS METAL ALLOYS

**Chromium**—In any of the following forms:  
Chemical combinations containing chromium as an essential and recognizable component.

Chrome briquettes.

Chromium in combination with other elements in semi-manufactured or manufactured form, commercially suitable for use in the manufacture of steel or for other metallurgical purposes.

Chromium in elemental form.

Chromium ores and concentrates.

Chromium refractory materials.

Chromium refractories.

Chromium scrap and secondary material.

Chrom-X.

Ferro-Chromium.

**Cobalt**—In any of the following forms:

Belgian Congo Crudes.

Cobalt Alloys.

Cobalt concentrates.

Cobalt, metal.

Cobalt oxide, commercial.

Cobalt salts.

Cobalt scrap and secondary material.

Ferro-Cobalt.

**Ferro-Alloys**—Not included in other groups listed herein:

Ferro-boron.

Ferro-carbo.

Ferro-carbon-titanium.

Ferro-columbium.

Ferro-phosphorus.

Ferro-titanium.

Ferro-zirconium.

Titanium carbide.

**Manganese**—In any of the following forms:

Ferro-Manganese.

Ferro-Manganese-Silicon.

Manganese, metal.

Manganese ores and concentrates.

Silico-Manganese.

**Molybdenum**—In any of the following forms:

Calcium Molybdate.

Ferro-Molybdenum.

Molybdenum, metal.

Molybdenum ores and concentrates.

Molybdenum oxide.

Molybdenum scrap and secondary material.

Molybdenum silicide.

Molybdenum sulphide.

**Nickel**—In any of the following forms:

Ferro-Nickels.

Monel metals.

Nickel alloys.

Nickel carbonates.

Nickel concentrates (commercially recoverable).

Nickel matte of any description.

Nickel oxides.

Nickel residues (commercially recoverable).

Nickel salts.

Nickel solutions (commercially recoverable).

Primary metallic nickel, either alloyed or unalloyed.

Speiss (commercially recoverable).

"Secondary nickel" including any nickel or alloy containing nickel prepared by any process of melting or otherwise treating nickel scrap for reuse as a raw material.

"Nickel scrap" including all materials, ferrous and non-ferrous containing 1% or more of nickel by weight, which are the by-product or waste of industrial operations, or which have been discarded on account of obsolescence, failure, or other reason, excluding scrap consisting of any alloy, the principal ingredient of which, by either weight or volume, is metallic aluminum or consisting of any alloy in which the percentage of copper metal by weight equals or exceeds 40% of all the metals and scrap of iron and steel alloys defined in this order.

**Silicon**—In any of the following forms:

Ferro-Silicon.

Ferro-Silicon-Aluminum.

Ferro-Silicon-Zirconium.

Silicon, metal.

Silicon-Zirconium.

Silvery pig iron.

Sil-X.

**Tungsten**—In any of the following forms:

Ferro-Tungsten.

Tungsten metal.

Tungsten ores and concentrates.

Tungsten oxide.

Tungsten powder.

**Vanadium**—In any of the following forms:

Commercial Vanadium pentoxide.

Ferro-Vanadium.

Vanadium ores and concentrates.

[F. R. Doc. 45-7333; Filed, May 4, 1945; 11:30 a. m.]

#### PART 3294—IRON AND STEEL PRODUCTION

[Supplementary Order M-21-a, Revocation]

Section 3294.2 *Supplementary Order M-21-a* is hereby revoked. This revocation does not affect any liabilities incurred under the order. Supplementary Order M-21-a is superseded by General Preference Order M-21 as amended May 4, 1945.

Issued this 4th day of May 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-7332; Filed, May 4, 1945; 11:30 a. m.]

#### Chapter XI—Office of Price Administration

##### PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 285, Amdt. 2]

##### IMPORTED FRESH BANANAS, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

1. Section 2 is amended in the following respects:

(a) The definition of "Processed bananas" is amended to read as follows:

"Processed bananas" means fresh bananas that have been unloaded into and actually stored in rooms or buildings specially equipped for artificially ripening bananas, and there treated by controlled heating, refrigeration, humidification or other means customarily used to ripen bananas artificially.

(b) The definition of "Base price" is amended by adding the following:

In cases where a maritime port of entry is also the wholesale receiving point, there is no "cost of transportation," as defined in this section. In such cases the base price includes, instead of the cost of transportation, all charges occurring between shipside and delivery to the buyer's premises except the cost of local unloading. The charges mentioned include, for example, wharfage, handling, tollage, usage and railroads' switching charges, together with the

<sup>1</sup> 10 F. R. 1493, 1935.

actual cost of any protective services rendered with respect to the bananas being priced while they were on the dock.

(c) The following definitions are added immediately after the definition of "Base price":

"Delivered to a retailer or institutional user" means delivered to the buyer's premises, and in the case of a retailer, delivered to the retail store where sales to ultimate consumers are to be made. "Institutional user" includes government procurement agencies, hotels and restaurants.

"Processor" means the person (including an importer) who converted the bananas being priced from green bananas into processed bananas.

"Sub-jobber" means a person other than an importer who buys processed bananas and resells them to persons other than ultimate consumers.

2. Section 3 (c) is amended to read as follows:

(c) *Sales through terminal auction in certain cities.* For sales through terminal auction in New York, New York; Philadelphia, Pennsylvania; or Baltimore, Maryland; the importer's maximum price in each case is the base price plus 94 cents per cwt. minus 5% of the total of the foregoing items. For sales through any other terminal auction the maximum price is the base price only.

3. Section 4 is amended to read as follows:

SEC. 4. *Maximum prices for all other sales of bananas—(a) Explanation.* Table 1 in paragraph (b) below, which does not apply to sales by importers, shows how to figure maximum prices for all sales of bananas made after the bananas being priced have been sold by an importer through a terminal auction at New York, New York, Philadelphia, Pennsylvania or Baltimore, Maryland. The maximum price for such sales is, in each case, the net auction price multiplied by the figure named in the table for the particular type of sale. The term "net auction price" means the maximum price delivered at port of entry for the bananas being priced, plus the cost of transportation, plus 94¢ per cwt., minus 5% of the total of the foregoing items.

Table 2 in paragraph (b) below, shows how to figure maximum prices for all sales of bananas not covered by section 3 or by Table 1 of this section. The maximum price for such sales is, in each case, the base price multiplied by the figure named in the table for the particular type of sale.

The maximum prices for sales delivered to retailers or institutional users include all delivery costs within the seller's free delivery zone. These maximum prices may be increased only as authorized by a Regional Administrator or District Director pursuant to section 5 (a) (2). All other maximum prices named are f. o. b. the seller's premises, and if the seller makes delivery his maximum price is the maximum price otherwise applicable to the particular sale plus the cost of delivery at the lowest rate for available transportation.

(b) *Markup tables.*

TABLE 1—BANANAS THAT HAVE BEEN SOLD BY AN IMPORTER THROUGH AUCTION

Type of sale:	Figure by which net auction price is to be multiplied
(a) Sales of green bananas by anyone except an importer.....	1.08
(b) Sales of processed bananas:	
(1) By processors (who are not importers) and subjobbers, delivered to retailers or institutional users <sup>1</sup>	
In stems.....	1.26
In hands.....	1.26
(2) All other sales by processors (who are not importers) and subjobbers	
In stems.....	1.18
In hands.....	1.28

<sup>1</sup>For sales in stems to retailers or institutional users, if the seller does not deliver, but the bananas are packed in boxes, baskets or similar containers and are protected by excelsior, shredded paper or other materials and the buyer has supplied neither the container nor the protective material, the multiplier is 1.22.

TABLE 2—ALL OTHER BANANAS

Type of sale:	Figure by which base price is to be multiplied
(a) Sales of green bananas by anyone except an importer:	
(1) In unbroken carlots or trucklots, or at port of entry and not loaded on carrier.....	1.02
(2) All other sales.....	1.09
(b) Sales of processed bananas:	
(1) By processors or sub-jobbers delivered to retailers or institutional users: <sup>1</sup>	
In stems.....	1.375
In hands.....	1.485
(2) All other sales by processors or sub-jobbers:	
In stems.....	1.285
In hands.....	1.395

<sup>1</sup>For sales in stems to retailers or institutional users if the seller does not deliver, but the bananas are packed in boxes, baskets or similar containers and are protected by excelsior, shredded paper or other materials and the buyer has supplied neither the container nor the protective material, the multiplier is 1.33.

(c) *Minimum markups.* For sales by the processor, delivered to a retailer or institutional user, the markup shall not be less than \$1.50 per cwt. for bananas in stems or \$1.85 for bananas in hands.

(d) *Special provisions for processors in New York City.* For processors located in the metropolitan area or city limits of New York City, the maximum price, in each case, is 30 cents per cwt. higher than the maximum price otherwise applicable to the sale, and the maximum price otherwise applicable to any subsequent sale of the bananas is increased by that amount. The provisions of this paragraph shall expire on July 1, 1945 unless sooner suspended by the Regional Administrator of Region II. (See section 5 (a) (4) for his authority to make certain adjustments.)

4. Section 5 is amended in the following respects:

(2) In paragraph (a) (2) a sentence is added to read as follows: "In the case of sales delivered to retailers or institutional users beyond the free delivery zone

the adjustment shall not exceed 35¢ per cwt."

(b) In paragraph (a) (3) a sentence is added to read as follows:

However, no such adjustment shall be made in any amount more than 35¢ per cwt., nor in an amount or manner that will tend to cause a shortage of bananas in any other locality or cause an increase in the price of bananas at retail.

(c) Paragraph (a) (4) is added to read as follows:

(4) In Region II only, to adjust upward the maximum prices for sales by processors not to exceed 30¢ per cwt., in cases where it is found that the applicable markup is not adequate to cover costs of hauling from a rail terminal to the seller's warehouse or ripening room. In all cases where such an adjustment is made it shall be provided that the maximum price otherwise applicable to all subsequent sales of the same bananas is increased in each case by the same amount. Adjustments made under this authority shall automatically suspend the effect of section 4 (d) if that section would otherwise be applicable.

(d) In paragraph (b) the second sentence is deleted.

5. Section 9 (a) is amended to read as follows:

(a) Every seller covered by this regulation shall supply his purchaser with an invoice or other written evidence of the sale, which shall state the number of pounds of bananas sold, the country of production, the maximum price delivered at port of entry, the cost of transportation involved, the selling price, and if the bananas are sold or were purchased through auction, the maximum price for that auction sale.

This amendment shall become effective May 9, 1945.

Issued this 4th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7341; Filed, May 4, 1945; 11:50 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMFR 291, Admt. 7]

CERTAIN SYRUPS AND MOLASSES

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 291 is amended in the following respects:

1. The text of section 8 (b) preceding the table is amended to read as follows:

(b) Maximum prices for delivery to the customary receiving point of the buyer outside the "Southern Zone," for packers located in the "Southern Zone," for blends of corn syrup and cane syrup, including country cane syrup, of the following percentages, and containing not more than 5% by volume of sugar syrup, shall be the following, f. o. b. Cairo, Geor-

<sup>1</sup> 8 F.R. 16508, 9 F.R. 795, 2562, 3647, 4196, 13852, 14429, 10 F.R. 199.

gia prices, plus the lowest available freight rate on an identical quantity from Cairo, Georgia, to the point of destination. For packers located outside the "Southern Zone," the maximum prices, delivered to the customary receiving point of the buyer outside the "Southern Zone," shall be the following, plus the freight actually paid up to but not in excess of the lowest available freight rate from the packer's mill to the point of destination.

2. Section 8 (c) (4) is hereby revoked.
3. Section 18 (b) is hereby revoked.

This amendment shall become effective May 9, 1945.

Issued this 4th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7348; Filed, May 4, 1945;  
11:53 a. m.]

**PART 1351—FOOD AND FOOD PRODUCTS**  
[MPR 421, Amdt. 21]

**CEILING PRICES OF PROCESSED FISH SOLD AT WHOLESALE**

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 421 is amended in the following respect:

1. Section 32 (b) (8) is amended to read as follows:

(8) "Fish, processed" includes, but is not limited to, canned fish, canned seafood, salted, pickled, dried or otherwise processed fish, such as fish cakes, roe, clam juice, oyster puree, and smoked fish (except mild-cured salmon, kippered salmon, whitefish and sablefish). Excluded are "Iceland headless herring", "Matjes herring", "Matjes herring of the 1944-45 pack (all as defined in Maximum Price Regulation No. 512),<sup>1</sup> fresh or frozen fish, fresh or frozen seafood, frozen food products in which fish or seafood are combined with other ingredients, and caviar.

2. In section 32 (c), the following items are added in alphabetical order to the list of commodities excluded:

Smoked mild-cured salmon, smoked kippered salmon, smoked whitefish and smoked sablefish.

This amendment shall become effective May 9, 1945.

Issued this 4th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7339; Filed, May 4, 1945;  
11:50 a. m.]

**PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT**  
[MPR 540, Amdt. 6]

**MAXIMUM PRICES FOR USED PASSENGER AUTOMOBILES**

A statement of the considerations involved in the issuance of this amend-

ment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 540 is amended in the following respects:

1. Section 2 is amended by the addition of paragraphs (b), (c), and (d) to read as follows:

(b) A war procurement agency as defined in section 15 (d), or any contracting officer thereof, or any country whose defense the President deems vital to the defense of the United States under the terms of the Lend-Lease Act, or any government agency of such a country, shall not be subject to the provisions of paragraph (a) (2). Moreover, any war procurement agency contracting officer, with respect to purchases he makes, in his official capacity, of used cars, and any paying finance officer of the United States, with respect to payments he may make, in his official capacity, in connection with purchases of used cars, shall be relieved of any and every liability, civil or criminal, imposed by this regulation or by the Emergency Price Control Act of 1942, as amended.

(c) Nothing in this regulation shall prevent the fulfillment of any written contract for the purchase of a used car whether in the nature of a conditional sales agreement, rental contract providing for purchase or other arrangement, entered into before July 10, 1944, and under which the used car has been delivered prior to July 10, 1944.

(d) Where a promissory note covering payment to a dealer or other seller for a car is discounted by a bank, finance company, or other person and the latter takes possession of the used car after default by the maker of the note, the return of the repossessed used car to the dealer in connection with the recovery from him of the unpaid balance of the note does not constitute a sale, purchase, or transfer subject to the regulation. However, the sale of a repossessed used car by such a holder of "car paper" at public or private sale, except the return of a used car in connection with a contract to repurchase, is subject to the regulation. Notwithstanding the provisions of this paragraph, where a promissory note covering payment to a dealer or other seller for a car is discounted by a bank, finance company, or other person, and the latter takes possession of the used car after default by the maker of the note, nothing in this regulation shall prevent the bank, finance company, or other person, who discounted the note from selling the used car for an amount not exceeding the unpaid balance on the note, or the applicable maximum price if it is higher, in the case of a used car delivered prior to July 10, 1944, by the dealer or other seller to the person making the note.

2. A new paragraph (d) is added to section 3 to read as follows:

(d) 1925 and prior model year used cars. Used cars of Model Year 1925 and prior model years are exempted from price control.

3. Section 5 (a) (2) is amended to read as follows:

(2) Add to it the allowance in Appendix D for any piece of equipment listed there which is sold attached to the car (No other equipment allowances may be included in or added to the maximum price regardless of the equipment on the car); and

4. The second last undesignated paragraph in section 5 is amended to read as follows:

The inclusion in the maximum price of an additional amount when a used car is warranted is also conditioned upon the making of repairs or replacements in accordance with the dealer's warranty. If the dealer refuses so to make these repairs or replacements, the maximum price for the car shall be the maximum price for the car when warranted reduced by 50% of the amount the purchaser would have to pay for the repairing or replacement which the dealer should have made under his warranty, and the dealer shall refund the amount of that reduction to the buyer. Refusal to refund that amount will constitute an overcharge in excess of the maximum price. If, upon the dealer's refusal to make repairs or replacements in accordance with his warranty, the purchaser has such work done by another before receiving a refund from the dealer, the actual cost of such work shall be considered the amount which the purchaser would have to pay and 50% of that figure shall be the amount by which the maximum price is reduced. For the purposes of this section, failure to make repairs or replacements required by the warranty within a reasonable time from the date the car is delivered to the place of business of the dealer shall constitute a refusal to make such repairs or replacements regardless of the reasons why they are not made.

5. Section 6 (a) (2) (ii) is amended by the addition of the following sentence: In the case of a used car registered in Illinois or Wisconsin at the time of sale, or if not registered at the time of sale but last registered in Illinois or Wisconsin prior to the time of sale, take the Appendix B price for the region containing the first applicable of the following:

(a) The county in Illinois or Wisconsin in which the person whose name the used car is registered at the time of sale resides;

(b) The county in Illinois or Wisconsin in which the person in whose name the used car is registered at the time of sale last resided when living in that state;

(c) The county in Illinois or Wisconsin in which the person in whose name the used car was last registered prior to the time of sale resides;

(d) The county in Illinois or Wisconsin in which the person in whose name the used car was last registered prior to the time of sale last resided when living in that state.

6. Section 6 (c) is amended to read as follows:

(c) Base price for a used car, complete with standard equipment, not listed in Appendix B. (1) If its model year is 1937 or later but its make is listed in Appendix B (for example, a used car consisting of

<sup>1</sup> 10 F.R. 1496.

<sup>2</sup> 9 F.R. 1883; 10 F.R. 411.

a body and chassis made by different manufacturers): Take the base price in Appendix B for the car of the same make most comparable as to model year, body type, passenger capacity, wheel base and horsepower.

(2) If its model year is 1937 or later but its make is not listed in Appendix B: Take the base price in Appendix B for the most comparable car as to model year, body type, passenger capacity, wheel base and horsepower.

(3) If its model year is 1936 or before and the make is listed in Appendix B: Take the base price in Appendix B for the 1937 car most comparable as to body type, passenger capacity, wheel base and horsepower.

(4) If its model year is 1936 or before and the make is not listed in Appendix B: Take the base price in Appendix B for the comparable 1937 make and model listed in Appendix C or if a comparable 1937 make and model is not listed in Appendix C, take the base price for the 1937 make and model listed in Appendix B which is most comparable as to body type, passenger capacity, wheel base and horsepower.

7. Section 6a is amended to read as follows:

Sec. 6a. *Maximum price for a station-wagon consisting of a used chassis and a new station-wagon body.* The maximum price for the sale by a dealer of a station-wagon consisting of a used chassis and a new station-wagon body is as follows:

(a) *Sale by dealer who installed the new station-wagon body on the used chassis or who had the installation made.* The maximum price for a station-wagon consisting of a used chassis and a new station-wagon body installed by a dealer or installed at his request, shall be a warranted maximum price (that is a price in accordance with section 7) specifically authorized by the Regional Office of the Office of Price Administration for the region in which the dealer's principal place of business is located or by an Office of Price Administration District Office in that region having authority to authorize such a price. A dealer who seeks such an authorization under the provisions of this section shall file with the above office an application setting forth:

(1) Both the base price under section 6 (b), and a description of the used car from which the chassis being used in the combination was taken. In the case where the used chassis is a used truck chassis report the "as is" price under Revised Maximum Price Regulation 341. (The description shall show the make, year, series model, body type, and serial and motor numbers);

(2) The actual, or if not available the estimated, market value of the equipment removed from the used vehicle described under (a), and not to be used in the conversion;

(3) The cost to the dealer of the new station-wagon body;

(4) The cost to the dealer of preparing the chassis for the new station-wagon body, not including reconditioning costs;

(5) Any other installation costs to the dealer separately itemized;

(6) The price the dealer proposes to charge and the reasons for such a price;

(7) Any other facts, including costs, which the dealer wishes to submit in support of the application. The authorization will be given in the form of an order.

(b) *Sale by a dealer who purchases the station-wagon after the new station-wagon body has been installed.* This paragraph establishes a maximum price for a station-wagon consisting of a used chassis and a new station-wagon body when sold by a dealer who neither installed the station-wagon body on the used chassis nor had it installed at his request but who purchased the station-wagon at a price his seller was authorized under this section to charge. Such a dealer's maximum price shall be a price:

(1) Authorized, in an order, by the Office of Price Administration Regional Office for the region in which is located the dealer's place of business, or by an Office of Price Administration District Office in that region having authority to authorize such a price; and

(2) Which shall not exceed the maximum price authorized by the Office of Price Administration for the sale of the station-wagon by the person from whom he acquired it; and

(3) Which is a warranted maximum price in accordance with section 7.

The dealer seeking a price shall submit his request to the Office of Price Administration in a letter which shall include a complete description of the station-wagon, a statement that it has not been used since the installation of the new station-wagon body for any purpose except for the purpose of sale, and a certified copy of the Office of Price Administration's order in which was authorized a maximum price for the sale of the station-wagon by the person from whom the dealer seeking a price acquired it.

8. The second sentence in section 9 is amended by inserting after the word "Specifically," and before the phrase, "the seller is not permitted to require" the phrase "but not exclusively", and by changing the phrase "to require him to accept an allowance for the vehicle, product, or commodity exchanged, transferred or traded in which is below its reasonable value" to read "to give him an allowance for the vehicle, product, or commodity exchanged, transferred or traded in which is below its reasonable value."

9. Section 9 is also amended by the addition of a new sentence to read as follows: "It shall also be a violation of this regulation for any person to offer to sell a used car by advertising in any publication unless there is stated in the advertisement the make, model year, model and body type of the used car, the seller's offering price, and a notice containing the words 'Within OPA ceiling' or other words which express the same meaning."

10. Section 10 is amended by the addition of the following sentence: "The part of the used car to which the label or tag

shall be attached shall be a place which will permit the person looking at the used car to readily see, and be able to read, the label or tag."

11. Section 12 (a) is amended to read as follows:

(a) *Records.* Every person generally engaged in the business of selling used cars shall, so long as this regulation remains in effect, keep and make available for examination by the Office of Price Administration the following information in regard to every used car he has acquired for resale:

(1) A complete description of the used car including make, model year, serial number, motor number, body type and passenger capacity;

(2) The name and address of the person from whom he acquired the used car;

(3) The price he paid for the used car either on an outright purchase or on a trade-in;

(4) The cost of repairs and replacements made in the used car and a description of the repairs and replacements made;

(5) The name and address of the person to whom he sold the used car;

(6) The price he charged the purchaser for the used car excluding taxes and finance charges;

(7) The amount he charged the purchaser to cover taxes and the taxes for which the amount was charged;

(8) The amount he charged the purchaser for financing the sale on an installment basis, if any;

(9) A copy of the warranty he furnished the purchaser if he sold the used car at a price higher than the base price in Appendix B plus permissible equipment allowances in Appendix D.

12. Paragraph (22) Studebaker in Appendix B is amended by changing the series designation "50" of 1939 Studebaker 8-cylinder cars to read "5C".

13. Section 2 (a) (1) is amended by the addition of the words "except as provided in paragraph (d)".

14. Section 2 (a) (2) is amended by inserting after the phrase "price permitted by this regulation" and before the phrase "but if he, the purchaser", the phrase "except as provided in paragraph (d)".

15. Section 15 (c) is amended by adding to the third sentence the phrase "except as excluded by section 2 (d)".

16. Section 6 (a) (1) is amended by substituting the word "below" for the phrase "in paragraph b".

This amendment shall be effective May 9, 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 4th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7338; Filed, May 4, 1945; 11:50 a. m.]

## PART 1389—APPAREL

[RMPR 304, Amdt. 1]

## SPECIFIED UTILITY SHIRTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation 304 is amended in the following respects:

1. In section 1 (d) (3) (iii), the word "ufacturers" is corrected to read "manufacturers."

2. Section 1 (e) (1) is amended to read as follows:

(1) "East and Central" include all points which are in or east of Texas, Oklahoma, Kansas, Nebraska, and North and South Dakota.

3. Section 2 (a) is amended to read as follows:

(a) *Official Boy Scout shirts.* The retail ceiling price for each type of Official Boy Scout shirt is given in Table III of Appendix C.

4. In section 2 (b) the text preceding subparagraph (1) is amended to read as follows:

(b) *Cotton flannel shirts.* Retail ceiling prices for cotton flannel shirts are listed in Tables I and II of Appendix C. Table I contains retail ceilings for all cotton suede and cotton moleskin shirts; retail ceilings for cotton flannel plaid and cotton domet shirts are found in Table I or Table II, depending upon the source of supply and the supplier's net ceiling price.

Accordingly, the retailer must first find which table applies to the garment he desires to price. The instructions in Appendix C will help him select the appropriate table.

Since the retail ceilings in each table are arranged according to each different supplier's net ceiling price rather than according to particular garment specifications, the retailer must next find his supplier's net ceiling price for the garment. He can find this by following the instructions given below.

When the retailer finds his supplier's net ceiling price for the garment, he should then look in column 1 of the appropriate table for the bracket which includes that price; the figure in column 2 opposite this bracket is his retail ceiling for the garment being priced.

5. Section 2 (b) (2) is amended to read as follows:

(2) *Where retailer's suppliers have different ceiling prices.* Some manufacturers have two ceiling prices for the same number—a Class I ceiling and a Class II ceiling. If the retailer pays the Class I ceiling price (or less), he takes this ceiling to figure his retail price; but

if he pays the manufacturer a higher price, he takes the Class II ceiling. If, however, he buys the identical style number at different prices, making one purchase at or below the Class I ceiling and another above the Class I ceiling, he must use the Class I ceiling to figure his retail price on all shirts of this style number. Moreover, if he buys the identical style number from a wholesaler and also from a manufacturer he must take the manufacturer's ceiling, not the wholesaler's ceiling, to figure his retail price for this number.

*Example 1.* Manufacturer Y, a Group A manufacturer, is obliged to sell at or below the Class I ceiling on part of his sales, but is permitted to make the rest of his sales at Class II prices. Y's Class I ceiling on style 499 (his 3.00 yard unshrunk plaid flannel) is \$10.59½, and his Class II ceiling is \$11.50 per dozen. Y sells this number to retailer Z at \$11.00 per dozen.

Since \$11.00 is higher than Y's Class I ceiling for this flannel shirt (\$10.59½), Z takes \$11.50 (the Class II ceiling) as his supplier's ceiling price, and turns to Table I (which contains retail ceilings for shirts bought from Group A manufacturers at prices above Class I ceilings). In Table I, Z finds his retail ceiling to be \$1.45.

*Example 2.* Manufacturer Y sells his style 499 to retailer X at the Class II ceiling of \$11.50, and later sells X another lot of the same style number at the Class I ceiling of \$10.59½.

X must take \$10.59½ as his supplier's ceiling price for both lots. Since this is a cotton flannel shirt purchased from a Group A manufacturer at the Class I ceiling price, the retail ceiling is found in Table II. X finds a retail ceiling of \$1.29 for both lots of style number 499.

*Example 3.* Retailer B buys style number 499 from Y at Y's Class I ceiling of \$10.59½, and later gets more of Y's style number 499 from a wholesaler at the wholesaler's ceiling of \$13.01.

In figuring his retail ceiling for style number 499, B takes \$10.59½ as his supplier's ceiling, and finds in Table II that his retail ceiling for both lots of this style number is \$1.29 per garment.

6. Examples 1 and 2 in section 2 (b) (3) are amended to read as follows:

*Example 1.* C, a retail chain, buys shirts from manufacturer Y at \$10.59½, Y's Class I ceiling. C sells them to D, another retail chain, at \$10.75, (which is equal to C's cost plus freight actually paid by him).

In figuring his retail ceiling, D assumes his supplier's ceiling price to be \$10.59½ (the ceiling of C's supplier) not \$10.75 (the price D actually paid). Consequently, D's retail ceiling, found in Table II, is \$1.29 (not \$1.34).

*Example 2.* E, an independent retailer, buys shirts from manufacturer A at A's Class II ceiling of \$11.50 per dozen. He decides to liquidate, and sells them to an auctioneer for \$11.00 per dozen. The auctioneer resells them to F, another retailer, for \$11.65 (this being the price paid by E, plus transportation charges incurred by the auctioneer).

In figuring his retail ceiling, F takes \$11.50 as his supplier's ceiling price, so that his retail ceiling, found in Table I, is \$1.45 (not \$1.47 or \$1.61).

7. Section 2 (b) (4) is amended to read as follows:

(4) *Where retailer and supplier are in different regions.* The prices given in Appendix C apply when the supplier and the retailer are both in the East and Central region, or both in the Mountain and Pacific region. (These regions are explained in section 1 (e).) If the supplier is in the East and Central region and the retailer is in the Mountain and Pacific region, the retailer will add 25¢ to his suppliers' ceiling price before using the tables in Appendix C. If, however, the supplier is in the Mountain and Pacific region and the retailer is in the East and Central region, the retailer will subtract 25¢ from his supplier's ceiling price before using the tables.

8. Section 2 (b) (5) is amended to read as follows:

(5) *Where retail sale is made by manufacturer.* When a retail sale of a cotton flannel shirt is made by a manufacturer, the retail ceiling price is found from the tables in Appendix C, as in other cases. But since the manufacturer has no "supplier," he takes the Class I ceiling for manufacturers and uses this as his "supplier's ceiling price." For cotton flannels and cotton domets, Table II must be used; for cotton sueded and moleskins, Table I must be used.

In the case of men's shirts made in Group B factories (for which there is no separate Class I ceiling), the manufacturer's Group B ceiling is taken as the supplier's ceiling price, and Table II in Appendix C must be used.

9. Examples 1 and 2 in section 3 (b) (1) are amended to read as follows:

*Example 1.* J, a large retailer, buys shirts from a manufacturer at the Class I ceiling of \$10.59½, and pays 17¢ a dozen for freight. He now wants to resell them to K, a second retailer.

J's ceiling price for this sale is \$10.76½—his cost plus freight.

*Example 2.* L, a wholesaler, buys shirts from a manufacturer at the Class I ceiling of \$10.59½. L now liquidates, and resells the shirts to auctioneer M for \$10 a dozen. Now M wants to resell the shirts to another wholesaler.

In figuring his price for this second special sale, M takes as his cost \$10.59½ (the price paid by L), and adds freight paid by him. If M pays 17¢ a dozen for freight, M's ceiling is \$10.76½.

10. In section 4 (c) (2), the letter "B" is inserted, and the letter "A" is deleted, after the phrase "which has not qualified as a Group."

11. The text preceding the ceiling price list in section 7 (b) (2) is amended to read as follows:

(2) *Supplying a list.* If the manufacturer does not attach the retail ceiling price to the garment, he must supply each retail purchaser with a list of retail ceiling prices for shirts supplied by him. If the garments are distributed through wholesalers, the manufacturer must supply the wholesaler who must in turn supply each retailer. This list must be forwarded by the manufacturer or

MANUFACTURERS' CEILING PRICES  
TABLE II—BOYS' REGULAR SHIRTS  
(Sizes 6 to 14; size 4 optional)

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8
Fabric finish	Color or pattern	Weight in yards per pound or ounce per yard	Shrinkage	Class I ceiling	Class II ceiling		
Flannel.....	Plaid.....	4.50 (3 1/4 oz.)	Unshrunk.....	\$7.10 1/2	\$7.75		
Do.....	do.....	3.50 (4 1/4 oz.)	do.....	8.15 1/2	8.87 1/2		
Do.....	do.....	3.00 (5 1/4 oz.)	do.....	8.63	9.37 1/2		
Do.....	do.....	3.00 (5 1/4 oz.)	Shrunk.....	9.79 1/2	10.75 1/2		
Do.....	do.....	2.28 (7 oz.)	Unshrunk.....	9.93 1/2	10.87 1/2		
Do.....	do.....	2.28 (7 oz.)	Shrunk.....	11.37	12.40 1/2		
Woven Domest.....	Plain.....	4.20 (3 1/4 oz.)	Unshrunk.....	7.18	7.87 1/2		
Suede.....	Tan or gray.....	3.00 (5 1/4 oz.)	do.....	8.75	9.87 1/2		

TABLE III—BOYS' IN-AND-OUTERS

Fabric finish	Color or pattern	Weight in yards per pound or ounces per yard	Shrinkage	Made in work shirt factories— sizes 6 to 18, 4 optional, or small, medium and large		Made in dress and sport shirt factories— sizes 6-20, 4 optional, or small, medium, large and very large	
				Class I ceiling	Class II ceiling	Class I ceiling	Class II ceiling
Flannel	Plaid	4.75 (3 1/4 oz.)	Unshrunk	\$6.51 1/2	\$7.12 1/2	\$7.78	\$8.95
Do	do	4.50 (3 1/2 oz.)	do	6.65	7.27 1/2	7.90	9.09
Do	do	3.50 (4 1/2 oz.)	do	6.62	7.24 1/2	7.87	9.03
Do	do	3.00 (5 1/4 oz.)	do	8.03 1/2	8.82 1/2	9.65	11.03
Do	do	3.00 (5 1/4 oz.)	Shrunk	9.00	9.87 1/2	10.75	12.31
Do	do	2.28 (7 oz.)	Unshrunk	9.11	10.00	10.88	12.45
Do	do	2.28 (7 oz.)	Shrunk	10.31	11.20	12.34	14.10

15. Tables I, II, and III in Appendix B are amended to read as follows:

WHOLESALE CEILING PRICES—ALL REGIONS  
TABLE I—MEN'S SHIRTS  
(Regular shirts—sizes 14 1/2-17; in-and-outers—small, medium, and large)

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Fabric finish	Color or pattern	Weight in yards per pound or ounces per yard	Shrinkage	Shirts made in factories	Mountain and Pacific
Flannel.....	Plaid.....	3.50 (4 1/4 oz.)	Unshrunk.....	\$12.23 1/2	\$12.48 1/2
Do.....	do.....	3.00 (5 1/4 oz.)	Shrunk.....	13.01	13.26
Do.....	do.....	2.66 (6 oz.)	do.....	15.05 1/2	15.30 1/2
Do.....	do.....	2.28 (7 oz.)	Unshrunk.....	16.79	17.04
Do.....	do.....	2.28 (7 oz.)	Shrunk.....	15.57	15.82
Do.....	do.....	1.85 (8 1/4 oz.)	Unshrunk.....	18.00 1/2	18.25 1/2
Do.....	do.....	4.20 (3 1/4 oz.)	Unshrunk.....	10.43 1/2	10.68 1/2
Woven Domest.....	Plain.....	3.00 (5 1/4 oz.)	Shrunk.....	12.87 1/2	13.12 1/2
Twill Domest.....	do.....	3.00 (5 1/4 oz.)	Unshrunk.....	14.79	15.04
Do.....	do.....	2.28 (7 oz.)	Shrunk.....	14.54 1/2	14.79 1/2
Do.....	do.....	2.28 (7 oz.)	do.....	14.80	15.05
Do.....	do.....	2.28 (7 oz.)	Shrunk.....	17.48 1/2	17.73 1/2
Do.....	do.....	2.00 (8 oz.)	Unshrunk.....	15.57	15.82

wholesaler not later than the first invoicing or billing of any garment, or before October 1, 1943 (whichever is later). The manufacturer and wholesaler must keep this list up to date thereafter by sending supplemental lists to each customer at the time of shipment of any new garments subsequently sold to him, or if the manufacturer's or wholesaler's net ceiling price is changed, by sending corrected lists with the first garments shipped after the price changes have been effective. The list must be in substantially the following form:

12. Section 7 (d) (2) is amended to read as follows:

(2) Label in one part; shirt bought at manufacturer's Class I price, and retailed in all regions.

14. Tables I, II and III in Appendix A are amended to read as follows:

MANUFACTURERS' CEILING PRICES

TABLE I—MEN'S SHIRTS

(Regular shirts—sizes 14 1/2-17; in-and-outers—small, medium and large)

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8
Fabric finish	Color or pattern	Weight in yards per pound or ounce per yard	Shrinkage—shrunk or unshrunk	Shirts made in Group A factories	Shirts made in Group B factories, trans-notation charges prepaid		
				Class I ceiling	Class II ceiling		
Flannel.....	Plaid.....	3.50 (4 1/4 oz.)	Unshrunk.....	\$8.93 1/2	\$10.75		\$12.69 1/2
Do.....	do.....	3.00 (5 1/4 oz.)	Shrunk.....	10.59 1/2	11.50		13.39
Do.....	do.....	2.66 (6 oz.)	do.....	12.28	13.37 1/2		15.11 1/2
Do.....	do.....	2.28 (7 oz.)	Unshrunk.....	13.60 1/2	14.67 1/2		16.85 1/2
Do.....	do.....	2.28 (7 oz.)	Shrunk.....	13.75	14.82 1/2		17.00 1/2
Do.....	do.....	1.85 (8 1/4 oz.)	Unshrunk.....	14.63	15.87 1/2		18.05 1/2
Do.....	do.....	4.20 (3 1/4 oz.)	Unshrunk.....	16.06 1/2	17.37 1/2		19.00 1/2
Woven Domest.....	Plain.....	3.00 (5 1/4 oz.)	Shrunk.....	8.49 1/2	9.25		10.00
Twill Domest.....	do.....	3.00 (5 1/4 oz.)	Unshrunk.....	11.96	12.71 1/2		13.46 1/2
Do.....	do.....	2.40 (6 1/4 oz.)	Shrunk.....	11.67 1/2	12.40		13.13 1/2
Do.....	do.....	2.28 (7 oz.)	Unshrunk.....	11.97 1/2	12.70		13.45 1/2
Do.....	do.....	2.28 (7 oz.)	Shrunk.....	12.67 1/2	13.47 1/2		14.22 1/2
Suede.....	Tan or gray.....	3.45 (4 1/4 oz.)	Unshrunk.....	10.95	11.15		11.35
Do.....	do.....	3.00 (5 1/4 oz.)	Shrunk.....	12.75	13.15		13.55
Do.....	do.....	2.66 (6 oz.)	do.....	13.71 1/2	14.11 1/2		14.51 1/2
Do.....	Printed.....	3.00 (5 1/4 oz.)	do.....	10.97	12.26		13.55
Do.....	do.....	3.00 (5 1/4 oz.)	do.....	12.50	13.80		15.10
Do.....	do.....	2.00 (8 oz.)	do.....	15.50	17.25		19.00
Do.....	do.....	2.00 (8 oz.)	do.....	14.89	16.60		18.02
D. N. Suede.....	All colors.....	2.33 (6 1/4 oz.) (10.7-56 1/2)	do.....	15.46	17.23		19.25
Do.....	Tan or gray.....	2.00 (8 oz.)	do.....	17.46	19.46		21.46
Do.....	do.....	1.60 (10 oz.)	do.....	18.85	20.98		23.09
Do.....	Navy.....	1.53 (8 1/2 oz.) (1.22-50 1/2)	do.....	15.11	16.84		18.57
Do.....	All colors.....	1.68 (9 1/4 oz.)	do.....	17.91	19.94		22.03

WHOLESALE CEILING PRICES—ALL REGIONS—Continued  
TABLE I—MEN'S SHIRTS—continued  
(Regular shirts—sizes 14½-17; in-and-outers—small, medium, and large)

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Fabric finish	Color or pattern	Weight in yards per pound or ounces per yard	Shrinkage	Shirts made in Group A factories	
				East and Central	Mountain and Pacific
Suede	Tan or gray	3.45 (4½ oz.)	Unshrunk	\$12.45	\$12.70
Do.	do.	3.00 (5½ oz.)	do.	13.62½	13.87½
Do.	Navy	3.00 (5½ oz.)	do.	14.25	14.50
Do.	Printed	3.50 (4½ oz.)	do.	13.71	13.96
Do.	do.	3.00 (5½ oz.)	do.	15.00	15.25
Do.	do.	2.00 (8 oz.)	do.	19.37½	19.62½
D. N. Suede	All colors	2.33 (6¼ oz.) (10.7-56")	do.	18.61	18.86
Do.	Tan or gray	2.00 (8 oz.)	do.	19.33	19.58
Do.	do.	1.60 (10 oz.)	do.	21.85	22.10
Do.	Navy	1.60 (10 oz.)	do.	23.56	23.81
Moleskin	All colors	1.83 (8¾ oz.) (1.32-50")	do.	18.88	19.13
Do.	do.	1.68 (9½ oz.)	do.	22.38	22.63

TABLE II—BOYS' REGULAR SHIRTS  
(Sizes 6-14; 4 Optional)

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Fabric finish	Color or pattern	Weight in yards per pound or ounces per yard	Shrinkage	Shirts made in Group A factories	
				East and Central	Mountain and Pacific
Flannel	Plaid	4.50 (3½ oz.)	Unshrunk	\$8.76	\$9.01
Do.	do.	3.50 (4½ oz.)	do.	10.05	10.30
Do.	do.	3.00 (5½ oz.)	do.	10.69	10.94
Do.	do.	3.00 (5½ oz.)	Shrunk	12.09½	12.34½
Do.	do.	2.28 (7 oz.)	Unshrunk	12.29½	12.54½
Do.	do.	2.28 (7 oz.)	Shrunk	14.03	14.28
Woven domet.	Plain	4.20 (3¾ oz.)	Unshrunk	8.88½	9.13½
Suede	Tan or gray	3.00 (5½ oz.)	do.	11.00	11.25

TABLE III—BOYS' IN-AND-OUTERS

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8
Fabric finish	Color or pattern	Weight in yards per pound or ounce per yard	Shrinkage	Made in work shirt factories, sizes 6-18 (4 optional) or small, medium, and large		Made in dress and sport shirt factories, sizes 6-20 (4 optional) or small, medium, large and very large	
				East and Central	Mountain and Pacific	East and Central	Mountain and Pacific
Flannel	Plaid	4.75 (3¾ oz.)	Unshrunk	\$8.08	\$8.33	\$9.72	\$9.97
Do.	do.	4.50 (3½ oz.)	do.	8.24	8.49	9.87	10.12
Do.	do.	3.50 (4½ oz.)	do.	9.39½	9.64½	11.46	11.71
Do.	do.	3.00 (5½ oz.)	do.	10.03	10.28	12.07	12.32
Do.	do.	3.00 (5½ oz.)	Shrunk	11.19	11.44	13.44	13.69
Do.	do.	2.28 (7 oz.)	Unshrunk	11.25½	11.50½	13.60	13.85
Do.	do.	2.28 (7 oz.)	Shrunk	12.73½	12.98½	15.42	15.67

16. The Instructions to the tables in Appendix C are amended to read as follows:

*Instructions*

(1) Ceiling prices for Official Boy Scout shirts are given in Table III. These prices require no explanation.

(2) Ceiling prices for cotton flannel shirts are listed in Tables I and II. Table I contains retail ceilings for all cotton suede and cotton moleskin shirts; retail ceilings for cotton flannel and cotton domet shirts are found in Table I or Table II, depending upon the source of supply and the supplier's net ceiling price. In each table, the ceiling is given according to your supplier's net ceiling price. This price must be found according to the rules in section 2. Read this section before using the tables.

When you have found your supplier's net ceiling price, look in Column 1 of the appropriate table for the bracket in which this price belongs. Then look at the figure opposite in column 2; this is your retail ceiling price per garment.

For example, suppose you buy a 3.00 unshrunk, plaid flannel shirt from a manufac-

turer at \$10.59½ (the Group A manufacturer's Class I ceiling for such a shirt.) The heading to Table II states that your ceiling is determined under that table. Follow down column 1 in Table II until you find the bracket \$10.52-\$10.59+. Opposite these figures, in column 2, you find the retail ceiling of \$1.29. (\$10.59+ includes any fractional cent over \$10.59.)

17. The heading of Table I in Appendix C is amended to read as follows:

TABLE I—RETAIL CEILING PRICES FOR:

1. All cotton suede and cotton moleskin shirts.
2. Cotton flannel and cotton domet shirts purchased from:
  - (a) Dress or sport shirt factories.
  - (b) Group A or work shirt factories at ceiling prices higher than Class I ceiling prices.
  - (c) Wholesalers, if the wholesaler purchased such shirts from a dress or sport shirt factory.

18. Table II in Appendix C is redesignated Table III, and a new Table II is added to read as follows:

TABLE II—RETAIL CEILING PRICES FOR COTTON FLANNEL AND COTTON DOMET SHIRTS PURCHASED FROM:

1. Any Group B factory.
2. Group A or work shirt factories at or below the Class I ceiling price.
3. Wholesalers (except when the wholesaler purchased such shirts from a dress or sport shirt factory).

Column 1	Column 2	Column 1	Column 2
Supplier's ceiling price (per dozen)	Retail ceiling price (per shirt)	Supplier's ceiling price (per dozen)	Retail ceiling price (per shirt)
\$6.48-6.55+	\$.80	13.33-13.38+	\$1.66
6.56-6.63+	.81	13.39-13.60+	1.67
6.64-6.71+	.82	13.61-13.67+	1.68
6.72-6.79+	.83	13.68-13.74+	1.69
6.80-6.87+	.84	13.75-13.81+	1.70
6.88-6.95+	.85	13.82-13.88+	1.71
6.96-7.03+	.86	13.89-13.95+	1.72
7.04-7.11+	.87	13.96-14.02+	1.73
7.12-7.19+	.88	14.03-14.23+	1.74
7.20-7.27+	.89	14.24-14.29+	1.75
7.28-7.35+	.90	14.30-14.38+	1.76
7.36-7.43+	.91	14.39-14.48+	1.77
7.44-7.51+	.92	14.49-14.63+	1.78
7.52-7.59+	.93	14.64-14.67+	1.80
7.60-7.67+	.94	14.68-14.71+	1.81
7.68-7.75+	.95	14.72-14.80+	1.83
7.76-7.83+	.96	14.81-14.89+	1.84
7.84-7.91+	.97	14.90-14.98+	1.85
7.92-7.99+	.98	14.99-15.05+	1.86
8.00-8.07+	.99	15.06-15.10+	1.87
8.08-8.15+	1.00	15.11-15.30+	1.89
8.16-8.23+	1.01	15.31-15.33+	1.91
8.24-8.38+	1.03	15.34-15.45+	1.92
8.39-8.50+	1.04	15.46-15.57+	1.93
8.51-8.57+	1.05	15.58-15.69+	1.94
8.58-8.63+	1.06	15.70-15.81+	1.95
8.64-8.69+	1.07	15.82-16.06+	1.96
8.70-8.75+	1.08	16.07-16.12+	1.97
8.76-8.81+	1.09	16.13-16.18+	1.98
8.82-8.87+	1.10	16.19-16.24+	1.99
8.88-9.00+	1.11	16.25-16.30+	2.00
9.01-9.11+	1.12	16.31-16.35+	2.01
9.12-9.19+	1.14	16.36-16.41+	2.02
9.20-9.29+	1.15	16.42-16.47+	2.03
9.30-9.38+	1.16	16.48-16.53+	2.04
9.39-9.46+	1.17	16.54-16.59+	2.05
9.47-9.55+	1.18	16.60-16.65+	2.06
9.56-9.63+	1.19	16.66-16.71+	2.07
9.64-9.79+	1.20	16.72-16.79+	2.08
9.80-9.86+	1.21	16.80-16.84+	2.09
9.87-9.93+	1.22	16.85-17.04+	2.11
9.94-10.02+	1.23	17.05-17.43+	2.12
10.03-10.20+	1.25	17.14-17.22+	2.13
10.21-10.31+	1.26	17.23-17.30+	2.14
10.32-10.41+	1.27	17.31-17.39+	2.15
10.42-10.51+	1.28	17.40-17.48+	2.16
10.52-10.59+	1.29	17.49-17.54+	2.17
10.60-10.66+	1.30	17.55-17.73+	2.19
10.67-10.73+	1.33	17.74-17.79+	2.20
10.74-10.80+	1.34	17.80-17.86+	2.21
10.81-10.88+	1.35	17.87-17.93+	2.22
10.89-10.97+	1.36	17.94-18.00+	2.23
10.98-11.06+	1.37	18.01-18.06+	2.24
11.07-11.15+	1.38	18.07-18.12+	2.25
11.16-11.24+	1.39	18.13-18.25+	2.26
11.25-11.34+	1.40	18.26-18.33+	2.27
11.35-11.43+	1.41	18.34-18.41+	2.28
11.44-11.49+	1.42	18.42-18.48+	2.29
11.50-11.62+	1.43	18.49-18.55+	2.30
11.63-11.77+	1.44	18.56-18.62+	2.31
11.78-11.87+	1.45	18.63-18.69+	2.32
11.88-11.97+	1.46	18.70-18.76+	2.33
11.98-12.08+	1.47	18.77-18.82+	2.34
12.09-12.28+	1.50	18.83-18.89+	2.35
12.29-12.33+	1.51	18.90-18.98+	2.36
12.34-12.45+	1.53	18.99-19.03+	2.37
12.46-12.47+	1.54	19.03-19.16+	2.38
12.48-12.67+	1.55	19.17-19.26+	2.39
12.68-12.72+	1.56	19.27-19.35+	2.40
12.73-12.81+	1.58	19.36-19.45+	2.41
12.82-12.89+	1.59	19.46-19.55+	2.42
12.90-12.97+	1.60	19.56-19.68+	2.43
12.98-13.05+	1.61	19.69-19.76+	2.44
13.06-13.11+	1.62	19.77-19.85+	2.45
13.12-13.19+	1.63	19.86-19.93+	2.46
13.20-13.26+	1.64	19.94-20.00+	2.47
13.27-13.32+	1.65	20.01-20.09+	2.48
		20.10-20.20+	2.49

This amendment shall become effective May 9, 1945.

Issued this 4th day of May 1945.

CHESTER BOWLES,  
Administrator.

For the reasons set forth in the accompanying statement of considerations, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, I hereby approve the issuance of this amendment and find that it is necessary to aid in the effective prosecution of the war.

WILLIAM H. DAVIS,  
Economic Stabilization Director.

[F. R. Doc. 45-7342; Filed, May 4, 1945;  
11:51 a. m.]

PART 1364—FRESH, CURED AND CANNED  
MEAT AND FISH PRODUCTS

[MPR 550<sup>1</sup> Amdt. 3]

CURED AND SMOKED FISH

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 550 is amended in the following respects:

1. Section 1.1 is amended to read as follows:

SEC. 1.1. *What this regulation does.* This regulation fixes the maximum prices at which any person may sell mild-cured salmon. It also fixes the maximum prices at which processors, wholesalers, and other distributors (not including retailers) may sell certain specified varieties of cured or smoked fish.

2. Section 1.2 (a) is amended to read as follows:

(a) The provisions of this regulation supersede the provisions of General Maximum Price Regulation and Maximum Price Regulation No. 421 with respect to sales and deliveries for which maximum prices are fixed by this regulation.

3. Section 1.4 is amended to read as follows:

SEC. 1.4 *Sales to which this regulation does not apply.* (a) The provisions of this regulation shall not be applicable to sales or deliveries of cured or smoked fish by a processor if, prior to August 21, 1944, such cured or smoked fish has been received by a carrier, other than a carrier owned or controlled by the seller, for shipment to the purchaser.

(b) The provisions of this regulation shall not be applicable to sales or deliveries of cured or smoked fish by any seller, other than a processor, if, prior to May 9, 1945, such cured or smoked fish has been received by a carrier, other than a carrier owned or controlled by the seller, for shipment to the purchaser.

4. Section 1.9 is redesignated section 1.9 (a) and a new paragraph (b) is added to read as follows:

(b) *Distributors not specifically provided for in this regulation.* The maximum price for sales of cured or smoked fish covered by this regulation, by any person, other than a processor, wholesaler or retailer, is his supplier's maximum price plus any applicable allowance provided by this regulation for transportation actually paid by him, not including local trucking, hauling or handling charges.

5. Section 1.10 is amended to read as follows:

SEC. 1.10. *Notification to wholesalers and retailers—(a) General rule.* If this regulation or any amendment thereto changes a processor's maximum price for any item of cured or smoked fish, with the first delivery of that item after the effective date of the provision changing his maximum price the processor shall supply each wholesaler and retailer who purchases the item from him with the following written notice:

NOTICE TO WHOLESALERS AND RETAILERS

Our OPA ceiling price for (describe item) has been changed under the provisions of Maximum Price Regulation No. 550. We are authorized to inform you that if you are a wholesaler or retailer pricing this item under Maximum Price Regulation No. 550, 421, 422 or 423, and if we are your customary type of supplier, you must refigure your ceiling price for the item in accordance with the applicable pricing provisions of those regulations. You must refigure your ceiling price on the first delivery of this item to you on and after (insert effective date of regulation or amendment, whichever is applicable).

For a period of 90 days after the effective date of the provision changing the processor's maximum price and with the first delivery after the 90-day period to each person who has not made a purchase within that time, the processor shall include in each box, carton or case containing the item the written notice set forth above.

(b) *Sliced smoked mild-cured salmon, smoked kippered salmon and smoked sablefish.* The provisions of paragraph (a) do not apply to deliveries of sliced smoked mild-cured salmon, smoked kippered salmon and smoked sablefish to retailers and the processor shall not supply retailers who purchase these items from him with the written notice set forth above. However, the processor shall supply wholesalers who purchase these items from him after May 9, 1945, with written notice in accordance with the provisions of paragraph (a).

6. Section 1.11 (b) is revoked and section 1.11 (c) is redesignated section 1.11 (b).

7. Section 1.16 is amended by adding paragraphs (e), (f) and (g) to read as follows:

(e) A "processor" is a person, other than a wholesaler or a retailer, who produces cured or smoked fish. This definition does not apply to a processor of smoked boneless herring, who is defined in section 7.2 (c).

(f) A "wholesaler" is defined in section 15.14.

(g) Unless the context otherwise requires, the definitions set forth in section

302 of the Emergency Price Control Act of 1942, as amended, shall apply to terms used herein which are not defined in this section or in the body of the regulation.

8. In section 3.1, paragraph (b) is redesignated (c) and a new paragraph (b) is inserted to read as follows:

(b) The maximum price for sales of sliced smoked mild-cured salmon (lox) by a processor is 63¢ per pound ex processor's plant or warehouse or f. o. b. shipping point nearest processor's plant or warehouse plus the "freight rate" as explained in section 3.2.

9. Section 3.5 is amended to read as follows:

SEC. 3.5. *Container allowances.* If a shipment of smoked mild-cured salmon, other than sliced smoke mild-cured salmon, involves transportation by contract or common carrier the processor may add as a container allowance the actual cost of containers and special refrigerant in which the smoke mild-cured salmon is packed, but only if he bills such cost separately on an invoice to the purchaser.

No container allowance may be added in the case of a shipment of sliced smoked mild-cured salmon.

10. Section 3.6 is amended to read as follows:

SEC. 3.6 *Definitions.* (a) "Lox" means mild-cured salmon which has been cooked and smoked or subjected to a cooling and dehydration process which produces the same results as cooking and smoking.

(b) "Sliced smoked mild-cured salmon" means slices, less than ¼ inch in thickness per slice, cut from slabs of smoked mild-cured salmon and placed in containers other than hermetically sealed containers.

11. Section 4.1 (a) is amended to read as follows:

(a) The maximum price for sales by a processor of smoked kippered salmon is 45¢ per pound ex processor's plant or warehouse or f. o. b. shipping point nearest processor's plant or warehouse plus the "freight rate" as explained in section 4.2 plus the container allowance in section 4.5 where applicable.

12. Section 4.2 (a) and (b) are amended to read as follows:

(a) If during the year prior to the effective date of this regulation a processor received at his processing plant the greater part of the salmon he handled at that plant by direct shipment from Seattle, Washington, Canada and/or Alaska, he may add as the "freight rate" the per pound common carrier rate for frozen salmon from Seattle, Washington, to his processing plant, multiplied by 1.67. In determining this common carrier rate he shall use the type of shipment by which he received the greatest volume of salmon at his processing plant.

(b) If during the year prior to the effective date of this regulation a processor received at his processing plant the greater part of the salmon he handled

at that plant by shipment from a point or points other than Seattle, Washington, Canadian and/or Alaskan points, he may add as the "freight rate" the sum of the following two rates multiplied by 1.67:

(1) The rail carload freight rate per pound for frozen salmon from Seattle, Washington, to his supplier's shipping point, plus

(2) The per pound common carrier rate for frozen salmon from his supplier's shipping point to his processing plant for the type of shipment by which he received the greatest volume at his processing plant.

13. Section 5.1 (a) is amended to read as follows:

(a) The maximum price for sales by a processor of smoked sablefish is 41 cents per pound ex processor's plant or warehouse or f. o. b. shipping point nearest processor's plant or warehouse, plus the "freight rate" as explained in section 5.2 plus the container allowance in section 5.5 where applicable.

14. Section 5.2 (a) and (b) are amended to read as follows:

(a) If during the year prior to the effective date of this regulation a processor received at his processing plant the greater part of the sablefish he handled at that plant by direct shipment from Seattle, Washington, Canada and/or Alaska, he may add as the "freight rate" the per pound common carrier rate for frozen sablefish from Seattle, Washington, to his processing plant, multiplied by 1.90. In determining this common carrier rate he shall use the type of shipment by which he received the greatest volume of sablefish at his processing plant.

(b) If during the year prior to the effective date of this regulation a processor received at his processing plant the greater part of the sablefish he handled at that plant by shipment from a point or points other than Seattle, Washington, Canadian and/or Alaskan points, he may add as the "freight rate" the sum of the following two rates multiplied by 1.90:

(1) The rail carload freight rate per pound for frozen sablefish from Seattle, Washington, to his supplier's shipping point, plus

(2) The per pound common carrier rate for frozen sablefish from his supplier's shipping point to his processing plant for the type of shipment by which he received the greatest volume of sablefish at his processing plant.

15. A new Article XV is added to read as follows:

#### ARTICLE XV—SALES BY WHOLESALERS

SEC. 15.1 *Maximum prices*—(a) *Maximum prices for sales to retailers and commercial, industrial and institutional users.* (General rule). A wholesaler's maximum price, for sales of any item of cured or smoked fish listed in section 15.16, to retailers and commercial, industrial and institutional users is the sum of his "net cost", as explained in section 15.2, plus the mark-up in cents per pound listed for that item in the table in section 15.16, plus the container allowance in section 15.6 where applicable.

SEC. 15.2 *Net cost*—(a) *Wholesalers with maximum prices established under MPR 421.* If any provision of this regulation supersedes the provisions of MPR 421 with respect to sales by a wholesaler of any item of cured or smoked fish, and such wholesaler, prior to the effective date of that provision, has established his maximum price for sales of that item under MPR 421, he must not recalculate his "net cost" under the provisions of this section but must use his "net cost" for the item, the "net cost" which he computed under MPR 421. (Such a wholesaler may recalculate his "net cost" for any item of cured or smoked fish only in accordance with the provisions of section 15.9.)

(b) *Other wholesalers.* The "net cost" of any wholesaler covered by this regulation who is unable to determine his "net cost" under the provisions of paragraph (a), for any item of cured or smoked fish listed in section 15.16 which he had in stock at the opening of business on May 9, 1945, is the price he paid the processor for the most recent delivery to him of the item prior to May 9, 1945, less all discounts, except the discount for prompt payment, plus the transportation charges he paid, except local trucking, hauling or handling charges. Such transportation charges may include the cost of icing and refrigeration in transit.

(1) "Net cost" must be figured on the basis of a per pound selling unit.

(2) The wholesalers "net cost" for any item of cured or smoked fish must be calculated on purchases from a processor located at a point from which such wholesaler customarily purchases such item and delivered to his customary receiving point by a customary means of delivery.

(3) The wholesaler must not calculate his "net cost" on a purchase made at a price higher than such processor's maximum price.

SEC. 15.3 *Net cost in special cases*—(a) *Smoked mild-cured salmon sliced by the wholesaler.* If a wholesaler buys smoked mild-cured salmon in the form of slabs, and sells it in slices, his "net cost" for the sliced product is the sum of his "net cost" for the slabs, plus 14¢ per pound.

SEC. 15.4 *Maximum prices for new items.* A new item of cured or smoked fish is one for which the wholesaler cannot determine his "net cost" under the provisions of paragraph (a) of section 15.2 and which he did not have in stock at the opening of business on May 9, 1945. The wholesaler's maximum price for a new item must be calculated in accordance with the rules set forth in sections 15.1 and 15.2 except that his "net cost" must be based on the most recent delivery to him of the item after May 9, 1945.

In pricing new items it is a violation to use the "net cost" of a first purchase made in a non-customary manner (that is a purchase that does not meet the requirements of section 15.2 (b) (2)). If a wholesaler's first purchase is of this type he must find out and use, in figuring his maximum price, what the "net cost" would be of such purchases had it been of a type meeting the requirements of section 15.2 (b) (2).

SEC. 15.5 *Sales at retail.* The maximum price for sales at retail by a wholesaler of any item of cured or smoked fish listed in section 15.16 is the sum of his "net cost" for that item plus the mark-up for smoked fish (fish, processed) set out in Maximum Price Regulation No. 422.

SEC. 15.6 *Container allowances.* If a wholesaler packs an item of cured or smoked fish and ships it to the purchaser by common or contract carrier, and such wholesaler paid no container allowance to his supplier of the item, he may add to his "net cost" of the item the actual cost of the container and special refrigerant in which it is packed but only if he bills such cost separately on an invoice to the purchaser.

SEC. 15.7 *Taxes.* A wholesaler may collect, in addition to his maximum price, any tax upon or incident to a sale at wholesale of cured or smoked fish, if he states the tax separately, and if the tax statute or ordinance does not prohibit sellers from stating and collecting the tax separately from the price.

SEC. 15.8 *Invoices.* The wholesaler must write his "net cost" per pound either on his invoice or other record of the price he paid for the item, or on a separate slip of paper attached to that invoice or other record. The wholesaler must keep separate, or mark or tag plainly all invoices or records showing his "net cost" of items of cured or smoked fish and which he used in figuring his maximum prices. The invoices and records are his means of proving that his maximum prices are right.

SEC. 15.9 *When a wholesaler may change his maximum price.* If the OPA changes a processor's maximum price for an item of cured or smoked fish, it may direct wholesalers to recalculate their maximum prices for that item. A wholesaler may not recalculate his maximum price under this section until he receives written notice, in accordance with the provisions of section 1.10 (a), to do so. Ordinarily the written notice will come directly from the processor. It will be inside or attached to the carton, case or barrel containing the item, or it will be sent with the invoice. After receiving the item for the first time with such a notice the wholesaler must, before selling the item, recalculate his new maximum price by following the directions in sections 15.1 and 15.2, computing his "net cost", however, on that first delivery. He must write this new maximum price on the invoice covering that delivery. This notice must be kept attached to the wholesaler's invoice or other record showing the price he paid for the item. Even though the wholesaler receives later shipments with the same notice, he must not change his maximum price again.

When a wholesaler sells to a retail store at this new maximum price he must send with his invoice a copy of the notice received by him from his supplier, if the notice is not attached to the item he is selling.

SEC. 15.10 *New wholesalers.* (a) If, after May 9, 1945, any person begins to operate as a wholesaler, as defined in

section 15.14, he must determine his maximum prices in accordance with the rules set out in sections 15.1 and 15.2, basing his "net cost" of any item of cured or smoked fish listed in section 15.16 on the first delivery to him of the item on or after the date upon which he commences operations as a wholesaler.

(b) The provisions of this section may not be used by any person, who, at the opening of business on May 9, 1945, was subject to this regulation, or by any person owned or controlled by any wholesaler who at the opening of business on May 9, 1945, was subject to this regulation.

SEC. 15.11 *Transfer of business and stock in trade.* If, after May 9, 1945, any person acquires in any way the business, assets and stock in trade of any wholesaler covered by this regulation and carries on the business, his maximum prices for sales of cured or smoked fish items listed in section 15.16 shall be the same as those of the former owner if no transfer had taken place. Such a person shall keep all the records needed to verify his maximum prices. The former owner must either preserve and make available to such purchaser of his business or give to him all the records of his transactions before the business was sold, which such purchaser needs to comply with the record keeping provisions of this regulation.

SEC. 15.12 *Maximum prices for items of cured or smoked fish produced by the wholesaler.* If a wholesaler converts fresh or frozen fish into an item of cured or smoked fish that is listed in section 15.16, the wholesaler shall determine his maximum price for such fish as a processor under the applicable Article of this regulation. He will not attempt to compute a "net cost" and apply a mark-up figure under this regulation.

For the purposes of this section a wholesaler shall be considered a processor of any smoked fish which he processed directly, or which is processed for such wholesaler by a person to whom he supplies the raw material.

SEC. 15.13 *Maximum prices for sales to any distributor other than a retailer or a commercial industrial and institutional user.* A wholesaler's maximum price for sales of any item of cured or smoked fish listed in section 15.16, to any distributor, other than a retailer or a commercial, industrial or institutional user, is his supplier's maximum price plus the transportation charges (except local trucking, hauling and handling charges) paid by the wholesaler.

SEC. 15.14 *Definitions.* When used in this regulation the term:

(a) "Wholesaler" means a person who buys the greater part of the cured or smoked fish which he sells, and distributes it without materially changing its form, to individual retail stores, or to commercial, industrial and institutional users, Provided, that such distribution is made from his warehouse or, if he has no warehouse, from an inventory which the wholesaler picks up at the processing plant, stocks in his motor truck or wagon and delivers to the purchaser's place of business.

(b) "Cash and carry sale" means a sale of cured or smoked fish where the wholesaler does not bear the expense of delivering such cured or smoked fish to the purchaser's place of business.

(c) "Service and delivery sale" means a sale of cured or smoked fish where the wholesaler bears the expense of delivering such cured or smoked fish to the purchaser's place of business.

(d) "Customary receiving point" means the warehouse at which the wholesaler generally receives the particular item he is pricing under the regulation and from which he generally supplies his customers. If such wholesaler has no warehouse, "customary receiving point" means the processing plant where he picks up the cured or smoked fish in his truck or wagon.

SEC. 15.15 *Cross-references.* (a) Provisions with respect to records and reports will be found in section 1.11.

(b) General pricing instructions will be found in section 1.17.

(c) General provisions applying to all sellers covered by this regulation will be found in Article I.

(d) Definitions of various items of cured or smoked fish will be found in the Articles preceding this Article XV.

SEC. 15.16 *Table of wholesaler's mark-ups.*

Item No.	Cents-per-pound mark-ups over "net cost" allowed to wholesalers for sales of cured and smoked fish covered by this regulation	
	Cash and carry sales	Service and delivery sales
1. Smoked mild-cured salmon, slabs.....	5	10
2. Sliced smoked mild-cured salmon (purchased sliced).....	3	8
3. Sliced smoked mild-cured salmon (purchased in slabs and sold sliced).....	3	8
4. Smoked kippered salmon.....	5	10
5. Smoked sablefish.....	4	9
6. Smoked whitefish.....	4	9

This amendment shall become effective May 9, 1945.

NOTE: The record keeping and reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 4th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7345; Filed, May 4, 1945; 11:52 a. m.]

#### PART 1395—NONFERROUS FOUNDRY PRODUCTS

[RMFR 125, Corr. to Amdt. 8]

##### NONFERROUS CASTINGS

Amendment 8 to Revised Maximum Price Regulation No. 125 is corrected as follows:

18 F.R. 1271, 2597, 2721; 9 F.R. 576, 3856, 5590, 12266; 10 F.R. 1976; 10 F.R. 4100.

In Column II of Table Two the conversion or toll charges of "5.91" and "8.03" are corrected to read "5.915" and "8.035", respectively.

This correction shall become effective as of May 1, 1945.

Issued this 4th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7340; Filed, May 4, 1945; 11:50 a. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Control Order 1, Amdt. 1]

##### LIVESTOCK SLAUGHTER AND MEAT DISTRIBUTION

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Section 5 of Control Order 1 is amended to read as follows:

SEC. 5. *Class 1 slaughterers are not restricted under this order.* (a) A Class 1 slaughterer may slaughter cattle, calves, sheep, lambs and swine without restriction as to quantity. (However, a Class 2 or Class 3 slaughterer who becomes a Class 1 slaughterer on or after April 30, 1945, must receive permission to register as a Class 1 slaughterer, in accordance with section 14 (a), before he may slaughter livestock as a Class 1 slaughterer.)

This amendment shall become effective May 3, 1945.

Issued this 3d day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7293; Filed, May 3, 1945; 4:52 p. m.]

#### PART 1418—TERRITORIES AND POSSESSIONS [RMFR 183, Amdt. 72]

##### LIVE HOGS AND PORK IN PUERTO RICO

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 183 is amended in the following respects:

Section 77 is added to read as follows:

SEC. 77. *Maximum Prices for Live Hogs and Pork from Hogs Slaughtered in the Territory of Puerto Rico—(a) Definitions.* When used in this section the term:

(1) "Hogs" means all animals of the domesticated swine species.

(2) "Pork" (carne de cerdo) means all meat derived from the skeletal part of the hog carcass and includes all edible by-products derived from hogs for which maximum prices have been established under paragraph (b) of this section.

(3) "Chops" (chuletas) means individual pieces cut from the loin.

(4) "Ribs" (costillas) means the pieces cut from the end of the ribs after the

chops have been removed and includes the upper part of the belly (carne de pecho).

(5) "Shoulder" (jamoncillo, espalda o espaldilla) means the portion of the forequarter after the severance of the ribs, shank and breast.

(6) "Leg of pork" (pernil) means the hind quarter minus the shank.

(7) "Shanks" (patas) means the part of the leg from the knee-joint to and including the hoof.

(8) "Head" (cabeza) means and includes snout (hocico), brains (sesos), ears (orejas), tongue (lengua) and neck (papillo and morrillo).

(9) "Loin" (lomo de filets) means the whole muscle section along both sides of the spinal cord from which the "chops" are cut.

(10) "Dressed carcass" means the side or sides of slaughtered hogs skinned and fattened, from which the entrails, edible organs, head and shanks have been removed.

(b) *Maximum prices for live hogs and pork from hogs slaughtered in the Territory of Puerto Rico*—(1) The seller's maximum price for live hogs shall be \$16.00 per hundred weight.

(2) The seller's maximum prices at wholesale for dressed carcasses and pork cuts, delivered at the slaughterhouse, from hogs slaughtered in the Territory of Puerto Rico shall be the following:—

	Pound
Dressed carcass.....	\$0.28
All cuts.....	.28
Liver, heart, lungs and kidneys.....	.18
Head.....	.10
Shanks.....	.10

(3) The seller's maximum prices at retail for pork cuts from hogs slaughtered in the Territory of Puerto Rico shall be the following:

	Pound
Leg (skinned and fattened).....	\$0.38
Chops.....	.38
Ribs.....	.38
Loin.....	.38
Shoulder (skinned and fattened).....	.38
Liver, heart, lungs and kidneys.....	.26
Head.....	.12
Shanks.....	.12

(c) *Exemption.* The provisions of this section 77 shall not apply to sales or deliveries of hogs for breeding purposes, provided that such purpose is established by evidence satisfactory to the Director of the Office of Price Administration, San Juan, Puerto Rico.

This amendment shall become effective as of April 19, 1945.

Issued this 4th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7343; Filed, May 4, 1945;  
11:51 a. m.]

#### PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 425<sup>1</sup>, Amdt. 13]

#### FRESH FRUITS, BERRIES AND VEGETABLES FOR PROCESSING

A statement of the considerations involved in the issuance of this amendment

<sup>1</sup> 8 F.R. 9309, 9879, 12632, 12952, 14154, 15674, 16293; 9 F.R. 7505, 7230, 7856, 8188, 10264, 12173.

has been issued and filed with the Division of the Federal Register.

Section 5 is deleted and a new section 5 is added to read as follows:

SEC. 5. *Maximum prices, f. o. b. shipping point for horseradish root.* The

MAXIMUM PRICES PER POUND FOR HORSE RADISH ROOT, F. O. B. SHIPPING POINT

Grade	Oct. 1-Mar. 31	April	May	June	July	Aug.	Sept.
U. S. Fancy.....	\$0.175	\$0.1775	\$0.18	\$0.1825	\$0.1850	\$0.1875	\$0.19
No. 1.....	.14	.1425	.1450	.1475	.15	.1525	.1550
No. 2.....	.105	.1075	.11	.1125	.1150	.1175	.12

This amendment shall become effective May 9, 1945.

Issued this 4th day of May 1945.

CHESTER BOWLES,  
Administrator.

Approved: April 26, 1945.

ASHLEY SELLERS,  
Assistant War Food Administrator.

[F. R. Doc. 45-7344; Filed, May 4, 1945;  
11:52 a. m.]

#### PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426, Amdt. 99]

#### FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

##### Correction

In Federal Register Document 45-7024, which appears on page 4817 of the issue for Wednesday, May 2, 1945, footnote 5 in paragraph 2 should read as follows:

"During the period beginning May 1, 1945 and ending May 20, 1945, in Item 1, Columns 5 and 6, "\$3.50" is changed to "\$3.80"; in Item 2, Columns 5 and 6, "\$2.35" is changed to "\$2.55"; and in Item 3, Column 5, "7.3 cents per lb." is changed to "8.5 cents per lb."

#### PART 1499—COMMODITIES AND SERVICES

[MPR 539B,<sup>1</sup> Amdt. 1]

#### CUSTOM MILLING AND KILN DRYING OF SOFTWOODS AND HARDWOODS IN SOUTHERN AREA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 539B is amended in the following respect:

The concluding undesignated paragraph of section 4 is deleted and the following is substituted in lieu thereof:

The Regional Administrator may grant the authority sought and may make such limitations and conditions as to its duration and extent as may be appropriate and consistent with the above findings.

Notwithstanding the provisions of the above section any person operating as a custom mill prior to March 31, 1945 and who has filed application under this sec-

tion 4 (b) may continue operating as a custom mill until May 15, 1945.

following table set forth maximum prices, f. o. b. shipping point, for horseradish root. For delivered sales the maximum price in each case is the applicable f. o. b. price in effect at the time of shipment, plus the actual cost of transportation and of protective services.

This amendment shall become effective May 9, 1945.

NOTE: All reporting and record keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 4th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7346; Filed, May 4, 1945;  
11:53 a. m.]

#### PART 1499—COMMODITIES AND SERVICES

[MPR 539C,<sup>1</sup> Amdt. 1]

#### CUSTOM MILLING AND KILN DRYING OF SOFTWOODS AND HARDWOODS IN MIDWEST AND GREAT LAKE STATES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 539C is amended in the following respect:

The concluding undesignated paragraph of section 4 is deleted and the following is substituted in lieu thereof:

The Regional Administrator may grant the authority sought and may make such limitations and conditions as to its duration and extent as may be appropriate and consistent with the above findings.

Notwithstanding the provisions of the above section any person operating as a custom mill prior to March 31, 1945 and who has filed application under this section 4 (b) may continue operating as a custom mill until May 15, 1945.

This amendment shall become effective May 9, 1945.

NOTE: All reporting and record keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 4th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7347; Filed, May 4, 1945;  
11:53 a. m.]

<sup>1</sup> 10 F.R. 3227.

<sup>1</sup> 10 F.R. 3229.

## Chapter XIII—Petroleum Administration for War

[PAO 12, as Amended May 3, 1945]

## PART 1528—MATERIAL CONSERVATION; MARKETING

## PETROLEUM MARKETING OPERATIONS IN U. S. AND POSSESSIONS

The fulfillment of the requirements for the defense of the United States has created a shortage in the supply of material for the marketing of petroleum for defense, for private account and for export; and the following order is deemed necessary in the public interest to promote the national defense and provide adequate supplies of petroleum for military and other essential uses.

## § 1528.1 Petroleum Administrative Order No. 12, as amended May 3, 1945—

(a) *Scope of order.* The provisions of this order shall be applicable to petroleum marketing operations in the United States, its territories or possessions and to the use of material for such operations.

(b) *Definitions.* (1) "Marketing" means the operation of all facilities (other than petroleum terminal or terminal storage facilities or marine, rail, pipeline or truck facilities used to transport petroleum) for distributing or dispensing petroleum (excluding natural or liquefied petroleum gas), including without limitation the operation of service stations, substations, bulk plants, warehouses, wholesale depots, or facilities operated by "consumer accounts".

(2) "Material" means any commodity, equipment, accessory, part, assembly, or product of any kind.

(3) "Structure" means any building, physical construction or portion thereof, used in marketing, but not including equipment used therein.

(4) "Equipment" means dispensing pumps, other than "drum" or "barrel" pumps as these terms are known to the trade, and storage tanks (including but not limited to skid tanks) having a capacity of more than 65 gallons used in marketing.

(5) "Maintenance and Repair" means (without regard to accounting practice) the upkeep of any structure or equipment in a sound working condition or the restoration or fixing of any structure or equipment which has broken down or is worn out, damaged or destroyed.

(c) *Use of material and equipment in petroleum marketing operations.* No material or equipment may be used in petroleum marketing operations except:

(1) For maintenance and repair purposes.

(2) For the official requirements of the armed forces of the United States.

(3) For any construction, reconstruction, expansion, alteration, or remodeling of any structure, or for the installation of any equipment where the combined material and equipment cost for any one complete operation:

(i) In the case of marketing other than consumer accounts, service stations, and other retail outlets, does not exceed \$5,000;

(ii) In the case of consumer accounts, service stations, and other retail outlets does not exceed \$1,000.

(d) *Applications for exceptions.* Any person affected by this order who considers that compliance herewith would work exceptional and unreasonable hardship upon him may file an application for an exception to this order and for necessary priorities assistance on PAW Form 30. Six copies of this form shall be prepared. The applicant shall forward the original and three copies, together with supporting attachments, to the Petroleum Administration for War, Interior Building, Washington 25, D. C. One copy shall be retained by the applicant. One copy, together with supporting attachments, shall be forwarded to the District Director of Distributing and Marketing, Petroleum Administration for War, at:

(1) 122 East 42d Street, New York, New York, if the equipment or material is to be used in the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Pennsylvania, Maryland, Virginia, West Virginia, North Carolina, South Carolina, Georgia, Florida, or the District of Columbia.

(2) 1200 Blum Building, 624 South Michigan Avenue, Chicago, Illinois, if the equipment or material is to be used in the States of Ohio, Kentucky, Tennessee, Indiana, Michigan, Illinois, Wisconsin, Minnesota, Iowa, Missouri, Oklahoma, Kansas, Nebraska, South Dakota, or North Dakota.

(3) 245 Mellie Esperson Building, Houston, Texas, if the equipment or material is to be used in the States of Alabama, Mississippi, Louisiana, Arkansas, Texas, or New Mexico.

(4) 320 First National Bank Building, Denver, Colorado, if the equipment or material is to be used in the States of Montana, Wyoming, Colorado, Utah, or Idaho.

(5) 855 Subway Terminal Building, Los Angeles, California, if the equipment or material is to be used in the States of Arizona, California, Nevada, Oregon, or Washington, or the Territories of Alaska or Hawaii.

(e) *Violations.* Any person who willfully violates any provision of this order, or who, by any act or omission, falsifies records kept or information furnished in connection with this order is guilty of a crime and upon conviction may be punished by fine or imprisonment.

Any person who willfully violates any provision of this order may be prohibited from delivering or receiving any material under priority control, or such other action may be taken as is deemed appropriate.

(E.O. 9276, 7 F.R. 10091; E.O. 9319, 8 F.R. 3687; WPB Dir. No. 30, 8 F.R. 11559; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong. as amended by Pub. Laws 89 and 507, 77th Cong.; Pub. Law 509, 78th Cong.)

Issued: May 3, 1945.

RALPH K. DAVIES,

Deputy Petroleum Administrator  
for War.

[F. R. Doc. 45-7320; Filed, May 4, 1945;  
11:16 a. m.]

[PAO 1, as Amended Feb. 1, 1943, Amdt. 7]

## PART 1545—PETROLEUM SUPPLY

## MOTOR OIL AND FUEL OIL FOR MILITARY AND OTHER ESSENTIAL USES

Section 1545.1 (Petroleum Administrative Order No. 1, as amended February 1,

1943) is hereby amended by revoking paragraph (g) thereof, effective immediately.

(E.O. 9276, 7 F.R. 10091; E.O. 9319, 8 F.R. 3687; E.O. 9125, 7 F.R. 2719; WPB Directive No. 30, 8 F.R. 11559; sec. 2 (a), Pub. Law 671, 76th Cong.; Pub. Laws 89 and 507, 77th Cong.; Pub. Law 509, 78th Cong.)

Issued: May 4, 1945.

RALPH K. DAVIES,

Deputy Petroleum Administrator  
for War.

[F. R. Doc. 45-7319; Filed, May 4, 1945;  
11:16 a. m.]

## TITLE 47—TELECOMMUNICATION

## Chapter I—Federal Communications Commission

## PART 15—RULES AND REGULATIONS GOVERNING ALL RADIO STATIONS IN THE WAR EMERGENCY RADIO SERVICE

## EXPANSION OF USE OF CIVILIAN DEFENSE STATIONS IN WAR EMERGENCY RADIO SERVICE

Attention is directed to the following errors which appeared in the Friday, April 20, 1945 issue of the FEDERAL REGISTER.

In § 15.1 the fifth line should read: "emergency communication in connection with the national", appearing on page 4244, column 3.

The third line of Footnote 1 (referred to in § 15.2) should read: "volunteers established within the Office of Civilian", appearing on page 4244, column 3.

In § 15.63 the seventh line should read: "communication relating to civilian defense", appearing on page 4245, column 1.

The first line of the citation of statutory authority should read: "(Sec. 4 (i), 48 Stat. 1068, sec. 303, 48", appearing on page 4245, column 2.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION.

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 45-7296; Filed, May 4, 1945;  
9:52 a. m.]

## TITLE 49—TRANSPORTATION AND RAILROADS

## Chapter I—Interstate Commerce Commission

[S. O. 302, Amdt. 2]

## PART 97—ROUTING OF TRAFFIC

## REROUTING OF FREIGHT TRAFFIC DUE TO FLOODS IN OKLAHOMA, MISSOURI AND KANSAS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 3d day of May, A. D. 1945.

Upon further consideration of Service Order No. 302 (10 F.R. 4158) of April 16, 1945, as amended (10 F.R. 4505), and good cause appearing therefor: It is ordered, That:

Service Order No. 302, (10 F.R. 4158) of April 16, 1945, as amended (10 F.R. 4505), be, and it is hereby, further amended by substituting the following paragraph for paragraph (e) thereof:

(e) *Expiration date.* This order shall expire at 11:59 p. m., May 15, 1945, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, sec. 4, 10, 54 Stat. 901, 912, 49 U.S.C. 1 (10)-(17) 15 (4))

It is further ordered, That this order shall become effective at 6:00 p. m., May 3, 1945; that copies of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-7323; Filed, May 4, 1945;  
11:25 a. m.]

### Notices

#### TREASURY DEPARTMENT.

##### Bureau of Customs.

[T. D. 51228]

##### COAL, COKE, AND BRIQUETS

##### TAXABLE STATUS OF IMPORTATIONS FROM CERTAIN COUNTRIES

MAY 3, 1945.

Coal, coke made from coal, and coal or coke briquets imported from the following countries and entered for consumption or withdrawn from warehouse for consumption during the period from January 1 to December 31, 1945, inclusive, will not be subject to the tax of 10 cents per 100 pounds prescribed in the Internal Revenue Code, section 3423:

Canada  
Chile

Coal, coke made from coal, and coal or coke briquets produced in the following countries, imported into the United States directly or indirectly therefrom and entered for consumption or withdrawn from warehouse for consumption during the calendar year 1945 will be exempt from the tax by virtue of the Internal Revenue Code, section 3420:

Colombia  
Peru  
United Kingdom  
Union of Soviet Socialist Republics

Such fuels will be subject to the tax when produced in the following countries and entered or withdrawn for consumption during the calendar year 1945:

Australia  
Union of South Africa

The above list does not include countries from which there have been no importations of coal or allied fuels since January 1, 1943. Further information concerning the taxable status of such fuels imported during the calendar year 1945 will be furnished upon application therefor to the Bureau.

[SEAL] W. R. JOHNSON,  
Commissioner of Customs.

[F. R. Doc. 45-7299; Filed, May 4, 1945;  
10:12 a. m.]

#### DEPARTMENT OF LABOR.

##### Wage and Hour Division.

##### LEARNER EMPLOYMENT CERTIFICATES

##### NOTICE OF CANCELLATION

##### Correction

In the ninth line of Federal Register Document 45-5882, which appears on page 4043 of the issue for Saturday, April 14, 1945, the date "January 3, 1943," should read "January 3, 1944."

#### FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6753]

FRED O. GRIMWOOD

##### NOTICE OF HEARING

Attention is directed to the following error which appeared in the Tuesday, April 24, 1945 issue of the FEDERAL REGISTER:

The first line of issue No. 7 should read: "7. To determine whether the proposed operation", appearing on page 4364, column 2.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 45-7297; Filed, May 4, 1945;  
9:52 a. m.]

[Docket No. 6756]

#### FINANCIAL OWNERSHIP AND OTHER REPORTS OF BROADCAST LICENSEES

##### ORDER SETTING FORTH PROPOSED RULES AND SETTING DATE FOR ORAL ARGUMENT

Attention is directed to the following error which appeared in the Tuesday, April 24, 1945 issue of the FEDERAL REGISTER:

The seventh line of the proviso in proposed § 1.303 (b) should read: "the interim report unless that corporation" appearing on page 4365, column 1.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 45-7298; Filed, May 4, 1945;  
9:52 a. m.]

[Docket No. 6741]

#### CLEAR CHANNEL BROADCASTING IN STANDARD BROADCAST BAND

##### ORDER POSTPONING HEARING

Whereas, The Commission has been advised that all interested persons have made diligent effort to be prepared for the above-entitled hearing by May 9, 1945;

Whereas, despite such effort it is apparent to the Commission that such preparation cannot be far enough advanced by May 9, 1945 to warrant beginning the hearing on that date; and

Whereas, The Commission is of the opinion that the preparation for the hearing should be thorough and complete so that a decision can be made upon the basis of a comprehensive record;

It is hereby ordered, This 24th day of April, 1945, that the hearing in the above-entitled cause be continued to September 5, 1945 at 10:30 a. m.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 45-7359; Filed May 4, 1945;  
11:56 a. m.]

#### FEDERAL POWER COMMISSION.

[Docket No. IT-5866]

PUBLIC SERVICE ELECTRIC & GAS CO.

##### ORDER GRANTING ORAL ARGUMENT

MAY 2, 1945.

Upon request of Counsel for Public Service Electric & Gas Company made at the conclusion of the hearing in the above-entitled matter on October 27, 1944, requesting oral argument before the Commission;

The Commission orders that: Oral argument on the issues raised at the hearing herein be had before the Commission, en banc, on June 1, 1945, at 10 a. m. in the Hearing Room of the Commission, 1800 Pennsylvania Avenue NW., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 45-7295; Filed, May 4, 1945;  
9:37 a. m.]

#### INTERSTATE COMMERCE COMMISSION.

[S. O. 70-A, Special Permit 975]

##### RECONSIGNMENT OF ORANGES AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to

the reconsignment at Chicago, Illinois, May 1, 1945, by H. N. Singer of cars RD 33181 and PFE 15666, oranges, now on the C&NW Morgan Street T. T. to Detroit, Michigan (Wabash).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 1st day of May 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-7324; Filed, May 4, 1945;  
11:25 a. m.]

[S. O. 303, Special Permit 8]

#### ICING OF CABBAGE AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 303 of April 19, 1945 (10 F.R. 4360), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 303 insofar as it applies to the furnishing of not to exceed four thousand (4,000) pounds of retop ice at Chicago, Illinois, April 30, 1945, on car NP 93368, sack cabbage, now on the Chicago Produce Terminal, as ordered by Joe Macaluso Company, account reconsigned to Cleveland, Ohio.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 30th day of April 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-7325; Filed, May 4, 1945;  
11:25 a. m.]

[S. O. 303, Special Permit 9]

#### ICING OF CABBAGE, CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (E) of the first ordering paragraph of Service Order No. 303 of April 19, 1945 (10 F.R. 4360), permission is granted for any common carrier

by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 303 insofar as it applies to the furnishing of retop icing, in amounts shown. All cars on Chicago Produce Terminal. Retop icing ordered by Louie Cohen, Chicago, Illinois.

Car No.:	Retop icing in pounds
NP 93878	6,000
IC 53421	6,000
SFRD 36214	8,000
NP 93864	6,000

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 30th day of April 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-7326; Filed, May 4, 1945;  
11:25 a. m.]

[S. O. 303, Special Permit 10]

#### REICING OF CABBAGE AT ALBANY OR MACON, GA.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 303 of April 19, 1945 (10 F.R. 4360), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 303 insofar as it applies to the furnishing of one reicing in transit, not later than May 2, 1945, at Albany, Georgia, (Ga. Nor.) or Macon, Georgia (C. of Ga.), as ordered by War Food Administration, on cars WFE 60044, 49871, PFE 42784, 74172, 52750, FGE 31050, 36749, 21605, 36411, 36386, 37769, 34088, 34848, 31071, 22424, 14708 and ADT 20688, all cabbage.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 30th day of April 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-7327; Filed, May 4, 1945;  
11:25 a. m.]

## NATIONAL WAR LABOR BOARD.

UNITED ENGINEERING CO., LTD.

### ORDER MODIFYING TERMS AND CONDITIONS OF EMPLOYMENT

By virtue of and pursuant to the authority vested in it by Executive Order 9017 of January 12, 1942, and the War Labor Disputes Act of June 25, 1943, and acting on the application, dated April 25, 1945, of the Secretary of the Navy in accordance with Section 5 of the War Labor Disputes Act of June 25, 1943, and paragraph (b) of Executive Order 9370 of August 16, 1943, the National War Labor Board hereby orders:

The terms and conditions of employment, existing at the plants and facilities of the United Engineering Company, Ltd., which were in effect on the date the Secretary of the Navy took possession thereof, are hereby changed in the following respects:

1. All rights and privileges enjoyed by Lodge 68, International Association of Machinists, under the terms of employment existing at the plants and facilities of the United Engineering Company, Ltd., at the time possession thereof was taken by the Secretary of the Navy are withdrawn (subject to any requirements of the National Labor Relations Act) as follows:

a. The closed shop, preferential hiring, or any other form of union security requirements in regard to Lodge 68, in existence by virtue of Sections 11 and 13 of the San Francisco Ship Repair Agreement, dated April 1, 1940, as modified, and Section 1 of the Supplemental Agreement, dated August 5, 1941, between Lodge 68 and the United Engineering Company, Ltd., or otherwise, are hereby withdrawn.

b. The right of access privilege of Lodge 68 to the premises of the United Engineering Company, Ltd., existing by virtue of Section 7 of the San Francisco Ship Repair Agreement, dated April 1, 1940, or otherwise, is hereby withdrawn.

c. Any provision of the San Francisco Ship Repair Agreement or the Supplemental Agreement between Lodge 68 and the United Engineering Company, Ltd., which requires the consent of Lodge 68 to any action or its participation in any procedure, is hereby withdrawn, subject to any requirement of the National Labor Relations Act.

2. Nothing herein shall be construed as depriving the individual employees of the said plants and facilities of the benefits of the wages, hours and other working conditions in effect on the date possession of the said plants and facilities was taken by the Secretary of the Navy.

3. The Union may request the National War Labor Board to vacate or modify any provision of this order on proof satisfactory to the Board that it has fully complied with the Board's orders, dated March 23 and March 28, 1945.

By majority action of the National War Labor Board.

GEORGE W. TAYLOR,  
Chairman.

MAY 1, 1945.

Approved: May 3, 1945.

HARRY S. TRUMAN,  
The White House.

[F. R. Doc. 45-7360; Filed, May 4, 1945;  
11:58 a. m.]

# OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 4860]

MAX LOBL

In re: Trusts under the will of Max Lobl, deceased; File No. D-6-1190; E.T. sec. 12979.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Malvine Weil, Olga Popper, Marianne Weil, Lilli Weil and Hilde Oppenheim, and each of them, in and to the trusts created under the Will of Max Lobl, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

## Nationals and Last Known Address

Malvine Weil, Germany (Austria).  
Olga Popper, Germany (Austria).  
Marianne Weil, Germany (Austria).  
Lilli Weil, Germany (Austria).  
Hilde Oppenheim, Germany (Austria).

That such property is in the process of administration by Herbert A. Mossler, as Executor and Trustee, acting under the judicial supervision of the Surrogate's Court, Bronx County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

No. 90—4

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1945.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-7314; Filed, May 4, 1945;  
10:56 a. m.]

[Vesting Order 4862]

JOHN BOGYANSKI

In re: Estate of John Bogyanski, also known as John Bogyansky or John Bogansky, deceased; File D-34-821; E. T. sec. 12938.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mary Bogansky Luchan and Paul Bogansky, and each of them, in and to the Estate of John Bogyanski, also known as John Bogyansky or John Bogansky, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

## Nationals and Last Known Address

Mary Bogansky Luchan, Hungary.  
Paul Bogansky, Hungary.

That such property is in the process of administration by The Security Trust Company of Pottstown and William H. Bell, as Executors, acting under the judicial supervision of the Orphans' Court of Montgomery County, Pennsylvania;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien

Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 24, 1945.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-7313; Filed, May 4, 1945;  
10:57 a. m.]

[Vesting Order 4863]

ELLA CLARA DRECHSLER

In re: Estate of Ella Clara Drechsler, deceased; File No. D-28-6741; E. T. sec. 10604.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Louis Franz Drechsler and Clara Ida Drechsler, and each of them, in and to the estate of Ella Clara Drechsler, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

## Nationals and Last Known Address

Louis Franz Drechsler, Germany.  
Clara Ida Drechsler, Germany.

That such property is in the process of administration by Anna Frank, as Executrix of the Estate of Ella Clara Drechsler, acting under the judicial supervision of the Union County Orphans' Court, Elizabeth, New Jersey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany;

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an

appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 24, 1945.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 45-7312; Filed, May 4, 1945;  
10:57 a. m.]

[Vesting Order 4864]

FRANK EITER

In re: Estate of Frank Eiter, deceased, File D-28-9510; E. T. sec. 12883.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Maria Eiter in and to the Estate of Frank Eiter, deceased, is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

*National and Last Known Address*

Maria Eiter, Germany.

That such property is in the process of administration by William J. Eiter, as Executor of the Estate of Frank Eiter, acting under the judicial supervision of the Orphans' Court of Alleghany County, Pennsylvania;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending

further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 24, 1945.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 45-7311; Filed, May 4, 1945;  
10:57 a. m.]

[Vesting Order 4865]

CHRISTIAN EGERT JORGENSEN, ET AL.

In re: American National Bank and Trust Company of Chicago, as successor trustee under the last will and testament of Christian Egert Jorgensen; deceased, vs. Anne Dorothea Margrethe Nielson, et al.; File D-19-226; E. T. sec. 12203.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Verner Egert Jorgensen in and to the Trust Estate created under the terms of the Last Will and Testament of Christian Egert Jorgensen, deceased, for the benefit of Elena Dorothea Jorgensen,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely:

*National and Last Known Address*

Verner Egert Jorgensen, Germany.

That such property is in the process of administration by the American National Bank and Trust Company of Chicago, 33 North La Salle Street, Chicago, Illinois, as Successor Trustee under the Last Will and Testament of Christian Egert Jorgensen, deceased, acting under the judicial supervision of the Circuit Court of Cook County, Chicago, Illinois;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 24, 1945.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 45-7310; Filed, May 4, 1945;  
10:57 a. m.]

[Vesting Order 4866]

HENRY KAMP, SR.

In re: Estate of Henry Kamp, Sr., deceased; File D-28-9327; E. T. sec. 12319.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anne (Anna) Wittler in and to the Estate of Henry Kamp, Sr., deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely:

*National and Last Known Address*

Anne (Anna) Wittler, Germany.

That such property is in the process of administration by Henry Kamp, Jr., 1440 North West 35th Street, Oklahoma City, Oklahoma, as Executor of the estate of Henry Kamp, Sr., deceased, acting under the judicial supervision of the County Court of Oklahoma County, Oklahoma;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including

appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 24, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-7309; Filed, May 4, 1945;  
10:57 a. m.]

[Vesting Order 4867]

ALBERTINA PALENSKE

In re: Estate of Albertina Palenske, deceased; File D-28-8258; E. T. sec. 9344.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Bertha Gongoll, Augusta Schankin, Children, names unknown, of Bertha Gongoll, and Children, names unknown, of Augusta Schankin, and each of them, in and to the estate of Albertina Palenske, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Bertha Gongoll, Germany.  
Augusta Schankin, Germany.  
Children, names unknown, of Bertha Gongoll, Germany.  
Children, names unknown, of Augusta Schankin, Germany.

That such property is in the process of administration by A. J. Salland, Sibley, Iowa, as Executor of the estate of Albertina Palenske, deceased, acting under the judicial supervision of the District Court of the State of Iowa in and for Osceola County;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 24, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-7308; Filed, May 4, 1945;  
10:57 a. m.]

[Divesting Order 104, Amdt.]

EELCO NICOLASS VAN KLEFFENS

Divesting Order Number 104, dated December 23, 1944, is hereby amended as follows and not otherwise:

By substituting in subparagraph 1 (a) the words "Copyright No. 149,581" for "Copyright No. 145,581".

All other provisions of said Divesting Order Number 104, and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under the authority thereof, are hereby ratified and confirmed.

Executed at Washington, D. C., on March 5, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-7301; Filed, May 4, 1945;  
10:56 a. m.]

[Vesting Order 662, Amdt.]

ANNA STROMEYER, ET AL.

In re: Real properties situated in the State of Texas, bank accounts and a coin collection owned by Anna Stromeier, Meta Eyl and Hans Eyl.

Vesting Order Number 662, dated January 12, 1943, as amended, is hereby further amended as follows and not otherwise:

By adding the word "County" after the word "Galveston" appearing in subparagraph (2) of Exhibit A, attached to said Vesting Order Number 662, as amended.

All other provisions of said Vesting Order Number 662, as amended, and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on April 30, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-7315; Filed, May 4, 1945;  
10:56 a. m.]

## OFFICE OF PRICE ADMINISTRATION.

[Supp. Order 94, Order 56]

### UNITED STATES DEPARTMENT OF COMMERCE SPECIAL MAXIMUM PRICES IN GOOSE NECK LAMPS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which new goose neck lamps hereinafter described may be sold by United States Department of Commerce, and by any subsequent reseller.

(b) *Maximum prices.* Maximum prices per new goose neck lamp described herein shall be:

*Description of lamp.* Portable examining and operating flexible goose neck lamp, base diameter 10", pipe standard 36" high with extension to approximately 6½", both white enamel, 6" white enamel reflector, 5' rubber extension cord.

Commerce's price to wholesaler f. o. b. shipping point—\$3.40

Wholesaler's price and Commerce's price to retailer, f. o. b. shipping point—\$4.17

Price for all sales at retail—\$6.95

(c) *Discounts.* Every seller shall continue to maintain his customary discounts for cash.

(d) *Notification.* Any person who sells the lamps described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the retailer's maximum reselling price, and stating that the retailer is required by this order to attach to each lamp before sale a tag or label containing the following:

OPA ceiling price, \$6.95

(e) *Tagging.* Any person who sells the lamps described in paragraph (b) at retail shall attach to each lamp before sale a tag or label which plainly states the retail ceiling price.

(f) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(g) *Definitions.* (1) "Retailer" means any person whose sales to purchasers for use constitute a substantial part of his total sales.

(2) "Wholesaler" means any person other than a manufacturer who distributes or sells lamps to resellers.

(h) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective May 3, 1945.

Issued this 3d day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7294; Filed, May 3, 1945;  
4:52 p. m.]

[RMPR 136, Order 441]

BAKER PERKINS, INC.

#### DETERMINATION OF MAXIMUM PRICES

Order No. 441 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Baker Perkins, Inc. Docket No. 6083-136.25a-151.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136, it is ordered:

(a) The maximum prices for sales by Baker Perkins, Inc., Saginaw, Michigan, of its bakery machinery shall be determined as follows: The manufacturer shall increase the list price he had in effect on October 1, 1941, by 5.5% and shall deduct from the resultant list price all discounts, allowances and other deductions that he had in effect to a purchaser of the same class on October 1, 1941.

(b) The maximum prices for sales by resellers of the bakery machinery listed in paragraph (a) shall be determined as follows: The reseller shall add to the maximum net price he had in effect to a purchaser of the same class just prior to the issuance of this order, the amount, in dollars-and-cents, by which his net invoiced cost has been increased due to the adjustment granted by this order.

(c) Baker Perkins, Inc. shall notify each purchaser who buys bakery machin-

ery from it for resale of the dollar-and-cents amount by which this order permits the reseller to increase his maximum net price. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 5, 1945.

Issued this 4th day of May 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7357; Filed, May 4, 1945;  
11:55 a. m.]

#### Regional and District Office Orders.

[Region VII Order G-6 Under RMPR 122,  
Amdt 3]

#### BITUMINOUS COAL IN JACKSON, WYO., AREA

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 3 is issued.

1. Paragraph (b), as amended by Amendment No. 2, is hereby revised and further amended to read as follows:

(b) *Specific maximum prices established by this order.* Prices for bituminous coal produced in Sub-District 2 of District 19, when sold and delivered by any person in the Jackson area, shall be as follows:

- (1) Treated Stoker Slack coal, size 1½" and under, \$8.30 per ton.
- (2) Nut coal, size 3" x 1½", \$9.95 per ton.
- (3) Lump coal, size 3" and over, \$10.35 per ton.

2. *Effective date.* This Amendment No. 3 shall become effective April 17, 1945.

Issued this 14th day of April 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-7284; Filed, May 3, 1945;  
12:12 p. m.]

[Region VII 2d Rev. Order G-10 Under  
MPR 329, Amdt. 1]

#### FLUID MILK IN COLORADO

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1351.408 (a) (b) of Maximum Price Regulation No. 329, and for the reasons set forth in the accompanying opinion, this Amendment No. 1 is issued.

1. Paragraph (b) *Maximum area prices* is hereby amended to read as follows:

(b) *Maximum area prices.* The maximum price that may be paid by a purchaser to a producer for fluid milk delivered to the purchaser's distribution plant, place of business, or milk receiving

station established prior to November 16, 1943 (meaning a place where a market for fluid milk in bulk is regularly maintained and not merely a pick-up station), shall be the applicable area price set forth below for the area in which such distribution plant, place of business, or milk receiving station is located.

2. *Effective date.* This Amendment No. 1 shall become effective on the 9th day of April 1945.

Issued this 9th day of April 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-7285; Filed, May 3, 1945;  
12:12 p. m.]

[Region VII Order G-10 Under RMPR 122,  
Amdt. 2]

#### SOLID FUELS IN ROCK SPRINGS, WYO., AREA

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 2 is issued.

1. Table I—Delivered prices Rock Springs trade area, as set forth in paragraph (d) (1), is hereby revised to include price changes effected by Amendment No. 1 and further amended to read as follows:

TABLE I—DELIVERED PRICES ROCK SPRINGS TRADE AREA

Kind	Size	Price per ton
Bituminous coal produced in district 19: Subdistrict 2, Rock Springs.	Lump.....	\$6.25
	Nut.....	5.90
	Slack.....	4.30
	Treated slack.....	4.55
	Mine run.....	4.90

2. *Effective date.* This Amendment No. 2 becomes effective on April 17, 1945.

Issued this 14th day of April 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-7286; Filed, May 3, 1945;  
12:12 p. m.]

[Region VII Order G-26 Under RMPR 122,  
Amdt. 30]

#### SOLID FUELS IN CHEYENNE, WYO., AREA

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 30 is issued.

1. The table of maximum prices set forth in paragraph (3) of Appendix XI, Cheyenne Trade Area, as amended by Amendment No. 15, is hereby further amended as follows:

Price categories (A) and (B) for District 19, Sub-district 2, Rock Springs are hereby made to read as follows:

Kind and letter designation	Size	Part 1		Part 2
		Delivered prices		Yard prices per ton
		Per ton	Per ½-ton	
(A).....	#1-8" lump.....	\$10.90	\$5.80	\$9.90
(B).....	#7-5" x 1½" nut.....	10.25	5.50	9.25

2. Amendments affecting Appendix XI. Amendment No. 15, issued August 9, 1944, and this Amendment No. 30 are the only amendments to Order No. G-26 which apply to or make changes in Appendix XI, Cheyenne Trade Area and the table of maximum prices for the Cheyenne Trade Area, as set forth in paragraph 1 of Amendment No. 15, modified only by this Amendment No. 30 as hereinabove set forth, shows the current maximum prices now in force and effect for the Cheyenne Trade Area.

3. Effective date. This Amendment No. 30 shall become effective on April 17, 1945.

Issued this 14th day of April 1945.

RICHARD Y. BATTERTON,  
Regional Director.

[F. R. Doc. 45-7287; Filed, May 3, 1945; 12:12 p. m.]

[Region VII order G-26 under RMPR, Amtd. 31]

#### SOLID FUELS IN MISSOULA, MONT., AREA

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, §§1340-259 (a) and 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 31 is issued.

1. The table of maximum prices, as set forth in paragraph (3) of Appendix XV, Missoula Trade Area, as revised by Amendment No. 9 and amended by Amendment No. 26, is hereby again revised and further amended to read as follows:

TABLE OF MAXIMUM PRICES

Kind and letter designation	Size	Delivered prices	
		Per ton	Per ½-ton
Bituminous coal produced in district 22:			
Subdistrict 2, (A)	#3-9" x 6" furnace.	\$12.00	6.50
Red Lodge, (B)	#5-6" x 2" grate..	12.00	6.50
(C)	#7-2" x 1½" nut..	9.55	5.30
Subdistrict 1, (D)	#3-9" x 6" furnace.	11.65	6.35
Roundup, (E)	#5-6" x 2" stove..	11.65	6.35
(F)	#7-2" x 1½" nut..	9.85	5.45
(G)	#9-1½" x ¾" pea..	8.40	4.70
(H)	#10-1½" x 0" slack	7.30	4.15
Bituminous coal produced in district 20:			
Subdistrict 1, (I)	#11-1" x 0" slack..	9.70	5.40
Castlegate-Highawatha, (J)	#3-10" x 3" stove..	12.85	6.95

TABLE OF MAXIMUM PRICES—Continued

Kind and letter designation	Size	Delivered prices	
		Per ton	Per ½-ton
Bituminous coal produced in district 19:			
Subdistrict 7, (K)	#8-3" x 1½" nut..	\$10.10	\$5.55
Sheridan, (L)	#3-10" x 3" stove.	10.10	5.55
(M)	#15-1½" x 0" slack.	8.00	4.50
Subdistrict 5, (N)	#1-8" lump.....		
Gebro-Kirby, (O)	#3-3" lump and 10" x 3" stove.	13.25	7.15
(P)	#8-3" x 1½" nut..	11.95	6.50
Subdistrict 2, (Q)	#8-3" x 1½" nut..	11.90	6.45
Rock Springs, (Q)	#15-1½" x 0" slack.	9.50	5.25

NOTE: The above of maximum prices as revised and further amended by this Amendment No. 31 embodies all price changes heretofore made in Appendix XV, and constitutes a full, complete and up-to-date Table of Maximum Prices for Appendix XV, Missoula Trade Area of the State of Montana.

2. Effective date. This Amendment No. 31 shall become effective on April 17, 1945.

Issued this 16th day of April 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-7288; Filed, May 3, 1945; 12:12 p. m.]

#### SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-683]

ASSOCIATED ELECTRIC CO. AND MISSOURI SOUTHERN PUBLIC SERVICE CO.

#### ORDER MODIFYING CONDITION AND GRANTING EXTENSION OF TIME

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 1st day of May 1945.

Associated Electric Company, a registered holding company, and its wholly owned subsidiary, Missouri Southern Public Service Company, having filed joint applications - declarations, as amended, pursuant to sections 9 (a), 10, and 12 of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, regarding the proposed sale by Missouri Southern Public Service Company of all its physical properties to New-Mac Electric Cooperative, Inc., for a base cash consideration of \$170,000; the subsequent transfer by Missouri Southern Public Service Company of 40 shares of capital stock of Atlantic Utility Service Corporation and its other then remaining assets, subject to its liabilities, to Associated Electric Company, and the surrender to Missouri Southern Public Service Company of all its capital stock and indebtedness held by Associated Electric Company; and the dissolution of Missouri Southern Public Service Company; and

The Commission having by order dated September 4, 1944, granted the applications, as amended, and permitted the declarations, as amended, to become effective,

subject to the terms and conditions prescribed in Rule U-24; and the Commission having by subsequent orders extended the time within which the transactions may be consummated to May 2, 1945; and

A request having been made that the time within which the transactions as set forth in the applications-declarations, as amended, be further extended; and

The Commission having considered such request and deeming it appropriate that it be granted;

It is ordered, That conditions contained in said order of September 4, 1944, be, and hereby are modified to the extent necessary to extend the time within which such transactions may be consummated to July 2, 1945.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-7289; Filed, May 3, 1945; 12:17 p. m.]

[File No. 70-1074]

KINGS COUNTY LIGHTING CO.

#### NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 2nd day of May 1945.

Notice is hereby given that an application or declaration (or both) has been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935, by Kings County Lighting Company ("Kings"), a subsidiary of Long Island Lighting Company, a registered holding company. All interested persons are referred to the said application or declaration (or both) which is on file in the offices of the Commission for a statement of the transactions therein proposed which may be summarized as follows:

Kings will issue and sell \$4,200,000 principal amount of 3.10% First Mortgage Bonds, due June 1975, to John Hancock Mutual Life Insurance Company, at a cash price of \$4,200,000. The proceeds of such sale, together with treasury cash, will be utilized by Kings to redeem, at the redemption price of 105% of principal amount, its outstanding \$4,211,000 principal amount of First Refunding Mortgage Gold Bonds due July 1, 1954, of which \$2,389,000 bears interest at 5% and \$1,822,000 at 6½%.

Kings has designated section 6 (b) of the act as applicable to the proposed issuance and sale, and, in connection therewith, has requested an exemption from the competitive bidding requirements of Rule U-50 of the rules and regulations promulgated under the act.

It appearing to the Commission that it is appropriate in the public interest and the interest of investors and consumers that a hearing be held with respect to such matters:

It is ordered, That a hearing on such matters under the applicable provisions of said act and the rules of the Commission thereunder be held on May 17, 1945, at 10:30 a. m., e. w. t., at the offices

of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in room 318 will advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in said proceeding should file with the Secretary of the Commission, on or before May 15, 1945, his application therefor as provided in Rule XVII of the rules of practice of the Commission.

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission designated for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said filing, particular attention will be directed at such hearing to the following matters and questions:

1. Whether the proposed issue and sale of First Mortgage Bonds is solely for the purpose of financing the business of Kings, and whether it is appropriate in the public interest or for the protection of investors or consumers to impose any terms or conditions in connection therewith;

2. Whether it is appropriate in the public interest or for the protection of investors or consumers that the proposed issuance and sale of its First Mortgage Bonds be exempted from the competitive bidding requirements of Rule U-50;

3. The propriety of the proposed accounting treatment in respect of the proposed transactions on the books of Kings; and

4. Generally, whether the proposed transactions are in all respects in the public interest and in the interest of investors or consumers and consistent with all applicable requirements of the act and of the rules thereunder, or, if not, whether and what modifications or terms and conditions should be required or imposed to satisfy the statutory standards.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-7291; Filed, May 3, 1945;  
12:17 p. m.]

[File No. 70-1053]

#### NORTH WEST UTILITIES CO.

#### SUPPLEMENTAL MEMORANDUM FINDINGS AND ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 2d day of May 1945.

The Commission having on April 21, 1945 issued its findings, opinion and interim order herein permitting to become effective a declaration filed by North West Utilities Company, a registered holding

company and a subsidiary of The Middle West Corporation, pursuant to the Public Utility Holding Company Act of 1935, to sell in conformity with Rule U-50 of the rules and regulations promulgated under said act, 133,500 shares of common stock, \$20 par value per share, of Lake Superior District Power Company and, subject to a further application to be filed with this Commission, to apply the proceeds therefrom to the purchase of common stock of its subsidiary, Wisconsin Power and Light Company; and

The Commission in said order dated April 21, 1945, having reserved jurisdiction to pass upon the price to be received by North West Utilities Company for said shares of common stock of Lake Superior District Power Company, the spread between such price and the offering price thereof to the public and the legal fees to be paid counsel for the underwriters; and

North West Utilities Company having filed an amendment to its declaration herein setting forth the action taken to comply with the requirements of Rule U-50 and showing that, pursuant to the invitation for competitive bids, five bids for said common stock by five underwriters or groups of underwriters headed by the firms set forth below were received:

Bidder	Bid for share	Gross proceeds to North West Utilities Co.
Blyth & Co., Inc.	\$21.16	\$2,824,860
Otis & Co.	21.1569	
The Wisconsin Co.	20.66	
Bear, Stearns & Co.	20.300	
Wertheim & Co.		
Kidder, Peabody & Co.	19.5301	
Central Republic Co. (Inc.)		

The amendment states that North West Utilities Company has accepted the bid of Blyth & Co., Inc. for the 133,500 shares of Lake Superior District Power Company common stock as set out above and that the said stock will be offered for sale to the public at a price of \$22.50 per share resulting in an underwriter's spread of \$1.34 per share; and that the legal fees of counsel for the underwriters is \$5,000; and

North West Utilities Company having filed a further amendment requesting, in the event of an order of the Commission permitting to become effective the declaration herein, that such order contain the recitals specified in sections 371 (b) and 1808 (f) of the Internal Revenue Code as amended; and

The Commission having examined the amendments and having examined the record herein and finding no basis for imposing terms and conditions with respect to the sale of said 133,500 shares of common stock of Lake Superior District Power Company by North West Utilities Company at such price and with such spread, and finding that the legal fees to be paid counsel for the underwriters appear not to be unreasonable; and

The Commission further finding that the proposals of North West Utilities Company (a) to sell said 133,500 shares of common stock of Lake Superior District Power Company and (b) to apply

the proceeds therefrom to the purchase of additional shares of common stock of its subsidiary, Wisconsin Power and Light Company (subject to a further application to be filed) are necessary or appropriate to the integration or simplification of the holding company systems of The Middle West Corporation and North West Utilities Company and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935:

It is ordered, That said declaration as amended be and the same is hereby permitted to become effective forthwith.

It is further ordered, That (a) the sale and transfer by North West Utilities Company of 133,500 shares of common stock, \$20 par value of Lake Superior District Power Company and (b) the application of the proceeds therefrom (subject to a further application to be filed with this Commission) to the purchase of additional shares of common stock of Wisconsin Power and Light Company, a subsidiary of North West Utilities Company, are necessary or appropriate to the integration or simplification of the holding company systems of The Middle West Corporation and North West Utilities Company and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-7290; Filed, May 3, 1945;  
12:17 p. m.]

[File No. 70-1041]

#### AMERICAN POWER & LIGHT CO. AND TEXAS ELECTRIC SERVICE CO.

#### SUPPLEMENTAL ORDER RELEASING JURISDICTION AND GRANTING APPLICATION-DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 2d day of May, A. D. 1945.

The Commission having on April 20, 1945 issued its order herein under sections 6 (a) and 7 of the Public Utility Holding Company Act of 1935 granting and permitting to become effective a joint application and declaration, as amended, of Texas Electric Service Company, a subsidiary of American Power & Light Company, a registered holding company, which is in turn a subsidiary of Electric Bond and Share Company, also a registered holding company, with respect to the issuance and sale by Texas Electric Service Company of \$18,000,000 principal amount of First Mortgage Bonds to mature March 1, 1975, to purchasers selected by competitive bidding in conformity with Rule U-50 promulgated under the act; and

The Commission having in said order reserved jurisdiction over the price to be paid to the company for such bonds, the interest rate thereon, the underwriters' spread and its allocation, and all

legal fees to be paid in connection with the proposed transactions; and

Texas Electric Service Company having filed a further amendment to said joint application and declaration stating that, in accordance with the permission granted by said order of the Commission dated April 20, 1945, it offered such bonds for sale pursuant to the competitive bidding requirements of Rule U-50 and has received the following bids:

Bidder	Percent of principal amount	Interest rate	Cost to company
The First Boston Corporation	100.441	2 3/4	2.7284
Halsey Stuart & Co., Inc.	100.40	2 3/4	2.7304
Kuhn, Loeb & Co.	100.05	2 3/4	2.7475
Lehman Brothers			

<sup>1</sup> Exclusive of accrued interest.

Said amendment further stating that Texas Electric Service Company has accepted the bid of The First Boston Corporation for the bonds as set out above, and that the bonds will be offered for sale to the public at a price of 101%, resulting in an underwriters' spread of .559%; and

The Commission having examined said amendment and having considered the record herein, and finding no reason for imposing terms or conditions with respect to the price to be paid for said bonds, the redemption prices therefor, the interest rates thereon and the underwriters' spread and its allocation:

It is ordered, That jurisdiction heretofore reserved over the price to be paid for said bonds, the redemption prices therefor, the interest rate thereon and the underwriters' spread and its allocation be, and the same hereby is released and said joint application and declaration, as further amended, be, and the same hereby is granted and permitted to become effective forthwith subject, however, to the terms and conditions prescribed in Rule U-24; and

It is further ordered, That jurisdiction heretofore specifically reserved over all legal fees in connection with the said application and declaration be and the same hereby is continued.

By the Commission,

[SEAL] ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 45-7321; Filed, May 4, 1945;  
11:16 a. m.]

#### UNITED STATES COAST GUARD.

##### APPROVAL AND TERMINATION OF APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R.S. 4405, 4417a, 4426, 4429, 4433, 4470, 4481, 4488, and 4491, as amended, 49 Stat. 1544, 54 Stat. 1028 (46 U.S.C. 375, 391a, 404, 407, 411, 463, 474, 481, 489, 367, 463a), and Executive Order 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), the following approval, termination and correction of approval of equipment is prescribed:

##### APPROVAL OF EQUIPMENT

###### BOILER

Waste heat vertical heating boiler, Sizes 20, 21, 22, 24 and 27 (Dwg. No. 1975, dated 10 April, 1945), submitted by Engineering Specialties Co., Inc., 39 Cortlandt Street, New York, N. Y.

###### FIRE INDICATING AND ALARM SYSTEM

Automatic supervisory fire alarm annunciator, M. D. 2373, Plan No. 6998, sheet 1, Alt. 3, sheet 2, Alt. 4, sheet 3, Alt. 3 and sheet 4, Alt. 3; manual fire alarm station, Plan No. 6982, Alt. 3; battery charging panel, Plan No. 7064, sheet 1, Alt. 2, and sheet 2, Alt. 0, submitted by Edwards & Co., Inc., Norwalk, Conn.

###### LIFEBOAT

26' x 8.75' x 3.75' metallic oar-propelled lifeboat (50-person peacetime capacity, 37-person wartime capacity) (General Arrangement Dwg. No. G-344, revised 23 April, 1945), submitted by C. C. Galbraith & Son, Inc., 99 Park Place, New York.

###### PARACHUTE FLARE

Parachute cartridge flare, aluminum shell, submitted by Hitt Fireworks Co., 5234 37th Avenue, South, Seattle, Washington.

##### TERMINATION OF APPROVAL

Coast Guard approval of the following items of equipment has been terminated, as the manufacturer no longer produces the same, and any of the life floats now in service may be continued in use so long as in serviceable condition:

###### LIFE FLOATS

25-person rectangular solid balsa wood life float (Dwg. No. 138, dated 14 September, 1943), manufactured by Cornwall Shipbuilding Co., Inc., Cornwall Landing, N. Y. (Approved 8 F.R. 13752, 7 October 1943)

15-person elliptical balsa wood life float (Dwg. No. 115, dated 18 June, 1943, revised 28 September, 1943), manufactured by Raynor-Norris, Seaford, New York. (Approved 9 F.R. 481, 12 January 1944)

25-person elliptical balsa wood life float (Dwg. No. 116, dated 1 September 1943, revised 27 September, 1943), manufactured by Raynor-Norris, Seaford, New York. (Approved 9 F.R. 481, 12 January 1944)

25-person, reversible rectangular solid balsa wood life float (Dwg. No. F. 2, dated 15 November, 1943), manufactured by Walter Siebje, Richmond Hill, Long Island, N. Y., in conjunction with Mayer Lumber & Millwork Corp., Richmond Hill, Long Island, N. Y. (Approved 8 F.R. 17286, 23 December 1943)

In F. R. Doc. 45-6946, appearing on page 4777 for the issue of Tuesday, May 1, 1945, the listing of approval under "Cleaning Process for Life Preservers" of the Sullivan Awning Company should be corrected by changing the address from Los Angeles to "San Francisco."

L. T. CHALKER,  
Rear Admiral, U. S. C. G.,  
Acting Commandant.

MAY 4, 1945.

[F. R. Doc. 45-7366; Filed, May 4, 1945;  
12:17 p. m.]

#### WAR MANPOWER COMMISSION.

##### FREDERICKSBURG, VA., AREA

##### MINIMUM WARTIME WORKWEEK

Designation of the Fredericksburg, Virginia, Area as subject to Executive Order No. 9301.

By virtue of the authority vested in me as Regional Manpower Director of Region No. IV by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 Hours, (8 F.R. 7225), and having found that such action will aid in alleviating labor shortages which are impeding the war effort, I hereby designate the Fredericksburg, Virginia Area as subject to the provisions of Executive Order No. 9301.

1. For the purposes of this designation, the Fredericksburg, Virginia Area shall include:

City of Fredericksburg, Prince William County (Districts of Coles, Dumfries and Occoquan only), Stafford County, Spotsylvania County, King George County and Carolina County.

2. The effective date of this designation is June 1, 1945.

3. Not later than the effective date, each employer in the Fredericksburg, Virginia Area shall, in accordance with War Manpower Commission Regulations No. 3:

(a) Extend to a minimum wartime workweek of 48 hours, the workweek of any of his workers whose workweek can be so extended without involving the release of any worker;

(b) If extension of the workweek of any of his workers to a minimum wartime workweek of 48 hours would involve the release of any workers, submit to the Area Manpower Director the number and occupational classification of the workers whose release would be involved, together with proposed schedules for their release, and thereafter extend such workweek when and as directed in schedules authorized by the War Manpower Commission;

(c) File an application for a minimum wartime workweek of less than 48 hours for those workers engaged in employment in which the employer claims that a workweek of 48 hours would be impracticable in view of the nature of the operations, would not contribute to the reduction of labor requirements, or would conflict with any Federal, State or local law or regulation limiting hours of work.

Date of issuance: May 1, 1945.

HENRY E. TREIDE,  
Regional Director.

[F. R. Doc. 45-7318; Filed, May 4, 1945;  
11:06 a. m.]

#### WAR PRODUCTION BOARD.

[C-329]

FRED WILLERTZ  
CONSENT ORDER

Fred Willertz of 22423 Hayes Road, East Detroit, Michigan, is charged by the War Production Board with having done construction, on or about March 1, 1945, without permission of the War Production Board, of a plant addition, size 30' x 40', at 14948 East Nine-Mile Road, East Detroit, Michigan, the estimated cost of which was in excess of \$200, in violation of Conservation Order L-41. Fred Willertz admits the violation as charged, does not desire to contest the charge, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Fred Willertz, the Regional Compliance Chief, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Fred Willertz shall do no construction on the premises at 14948 East Nine-Mile Road, East Detroit, Michigan, including putting up, altering or finishing the structure, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Fred Willertz from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to Fred Willertz, his successors and assigns, or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 4th day of May 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-7328; Filed, May 4, 1945;  
11:30 a. m.]

[C-330]

THE HERALD-PRESS CO., INC.

#### CONSENT ORDER

The Herald-Press Company, Inc., a Michigan corporation, with offices at St. Joseph, Michigan, publishes the Herald-Press, and is charged by the War Production Board with having used, during the first, second and third quarters of 1943, print paper for the printing of the Herald-Press, in the amount of 8,641 pounds in excess of its quota, in violation of Limitation Order L-240. The Herald-Press Company, Inc., admits the violation as charged, does not desire to contest the charge, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of the Herald-Press Company, Inc., the Regional Compliance Chief, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) The Herald-Press Company, Inc., shall, during the period beginning April 1, 1945, and ending July 1, 1945, reduce its use of print paper for the printing of the aforesaid Herald-Press, by 8,641 pounds under the quota it would otherwise be entitled to use during this period as specified by the provisions of Limitation Order L-240 unless otherwise authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve the Herald-Press Company, Inc., from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to the Herald-Press Company, Inc., its successors and assigns, or persons acting on its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 4th day of May 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-7329; Filed, May 4, 1945;  
11:30 a. m.]

#### WAR SHIPPING ADMINISTRATION.

##### "SEABECK"

##### DETERMINATION OF VESSEL OWNERSHIP

Notice of determination by War Shipping Administrator pursuant to section 3 (b) of the act approved March 24, 1943, (Public Law 17—78th Congress).

Whereas on September 29, 1943, title to the vessel "Seabek" (225504) (including all spare parts, appurtenances and equipment) was requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended; and

Whereas section 3 (b) of the act approved March 24, 1943, (Public Law 17—

78th Congress), provides in part as follows:

(b) The Administrator, War Shipping Administration, may determine at any time prior to the payment in full or deposit in full with the Treasurer of the United States, or the payment or deposit of 75 per centum, or just compensation therefor, that the ownership of any vessel (the title to which has been requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended, or the act of June 6, 1941, (Public Law 101, Seventy-seventh Congress)), is not required by the United States, and after such determination has been made and notice thereof has been published in the FEDERAL REGISTER, the use rather than the title to such vessel shall be deemed to have requisitioned for all purposes as of the date of the original taking. *Provided however,* That no such determination shall be made with respect to any vessel after the date of delivery of such vessel pursuant to title requisition except with the consent of the owner. \* \* \*

and

Whereas no portion of just compensation for the said vessel has been paid or deposited with the Treasurer of the United States; and

Whereas the ownership of the said vessel, spare parts, appurtenances and equipment is not required by the United States; and

Whereas the former owner of the vessel has consented to this determination and to the return of the vessel and the conversion of the requisition of title therein to a requisition of use thereof in accordance with the above-quoted provision of law;

Now therefore, I, Emory S. Land, Administrator, War Shipping Administration, acting pursuant to the above-quoted provisions of law, do hereby determine that the ownership of said vessel, spare parts, appurtenances and equipment is not required by the United States, and that, from and after the date of publication hereof in the FEDERAL REGISTER, the use rather than title thereto shall be deemed to have been requisitioned, for all purposes, as of the date of the original taking.

Dated: May 3, 1945.

[SEAL]

E. S. LAND,  
Administrator.

[F. R. Doc. 45-7300; Filed, May 4, 1945;  
10:43 a. m.]